

in accordance with lists to be furnished by the several Senators.

Which was read the first time.

Mr. Hudson moved the adoption of the Resolution.

Which was agreed to.

Mr. Adkins offered the following—

Senate Resolution No. 7:

Resolved, That the Secretary of State furnish to each member of the Senate a copy of the General Statutes, and of the Acts of 1907, 1909 and 1911, for his use during the Session of 1913, and that the Sergeant-at-Arms be instructed to secure same and deliver to each of the said Senators, and take their receipt for same.

Which was read the first time.

Mr. Adkins moved the adoption of the resolution.

Which was agreed to.

Mr. Johnson moved that the order for the introduction of bills be passed temporarily.

Which was agreed to.

#### MISCELLANEOUS BUSINESS.

The following communication was read:

Tallahassee, Fla., April 8th, 1913.

Hon. H. J. Drane,  
President of the Senate.

Sir:

I desire, through you, to submit the following proposition to your honorable body. I understand that about 2,000 copies of the Journal are printed each day, and about 1,600 of this number are mailed, and that it has taken from two to three clerks to do this work, at a cost of from ten to fifteen dollars per day, or a total, for the entire session, of from six to nine hundred dollars.

By virtue of the fact that I have a mailing machine with which I can rapidly handle the mailing of the Journals, I am in a position to make your honorable body an offer of \$500.00 for mailing out all journals for the entire session, this, however, does not include postage. It will be the means of saving from \$100.00 to \$500.00 in expenses.

I respectfully ask that you give my offer your prompt and favorable attention.

Respectfully submitted,

T. J. APPELEYARD, JR.

The communication was referred to the Committee on Legislative Expenses.

The oath of office was administered to the Assistant Journal Secretary, Geo. T. Morgan, and the Messenger, Harry McCully, by Hon. F. P. Cone, a duly authorized officer of the State of Florida.

Mr. Stokes moved that the Senate do now adjourn until 10 o'clock tomorrow morning.

Mr. Wells moved to amend the motion that the Senate adjourn until 11 o'clock tomorrow morning.

Mr. Stokes accepted the amendment.

Mr. Stokes withdrew his motion.

Mr. Stokes moved that the Senate do now stand adjourned until tomorrow morning at 10 o'clock.

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock a. m. Thursday, April 10th, 1913.

#### Thursday, April 10, 1913

The Senate met pursuant to adjournment.

The President in the Chair.

The roll being called the following Senators answered to their names:

Mr. President, Senators Adkins, Blitch, Brown, Calkins, Carney, Cone, Conrad, Cooper, Culpepper, Davis, Donegan, Finlayson, Himes, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, McCreary, McGeachy, McLellan, McLeod, Roddenberry, Stringer, Stokes, Wall, Watson, Wells, Wilson, Zim.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of April 9th was corrected.

The Journal of April 9th was approved as corrected.

The President appointed the following standing committees for the session of the Senate of 1913:

## SENATE COMMITTEES 1913.

## JUDICIARY A.

A. Z. Adkins, 15th Dist., Chairman.  
 Y. L. Watson, 6th Dist.  
 J. B. Johnson, 17th Dist.  
 Max M. Brown, 29th Dist.  
 S. P. Roddenberry, 5th Dist.  
 W. M. Igou, 23rd Dist.  
 F. M. Cooper, 27th Dist.  
 W. H. Malone, Jr., 24th Dist.  
 F. M. Hudson, 13th Dist.  
 H. H. McCreary, 32nd Dist.  
 R. A. McGeachy, 4th Dist.

## JUDICIARY B.

Chas. E. Davis, 10th Dist., Chairman.  
 J. E. Calkins, 16th Dist.  
 W. F. Himes, 11th Dist.  
 D. A. Finlayson, 22nd Dist.  
 A. J. McClellan, 25th Dist.  
 Jas. N. Wilson, 4th Dist.  
 Jno. P. Stokes, 2nd Dist.  
 F. L. Stringer, 9th Dist.  
 F. P. Cone, 14th Dist.  
 B. H. Lindsey, 3rd Dist.  
 C. T. Culpepper, 12th Dist.

## EDUCATION.

J. E. Calkins, 16th Dist., Chairman.  
 Y. L. Watson, 6th Dist.  
 W. F. Himes, 11th Dist.  
 H. H. McCreary, 32nd Dist.  
 Chas. E. Davis, 10th Dist.

## FINANCE AND TAXATION.

W. F. Himes, 11th Dist., Chairman.  
 D. A. Finlayson, 22nd Dist.  
 C. E. Davis, 10th Dist.  
 F. M. Hudson, 13th Dist.  
 J. E. Calkins, 16th Dist.

## CONSTITUTIONAL AMENDMENTS.

Y. L. Watson, 6th Dist., Chairman.  
 J. B. Johnson, 17th Dist.  
 W. M. Igou, 23rd Dist.  
 A. E. Donegan, 19th Dist.  
 D. A. Finlayson, 22nd Dist.

## BANKING.

Jno. C. L'Engle, 18th Dist., Chairman.  
 J. B. Conrad, 28th Dist.  
 A. E. Donegan, 19th Dist.  
 J. N. Wilson, 4th Dist.  
 Jno. P. Wall, 26th Dist.

## RAILROADS, CANALS AND TELEGRAPHS.

F. M. Hudson, 13th Dist., Chairman.  
 C. E. Davis, 10th Dist.  
 J. B. Johnson, 17th Dist.  
 R. A. McGeachy, 1st Dist.  
 Jno. P. Stokes, 2nd Dist.

## COUNTY ORGANIZATION.

Max M. Brown, 29th Dist., Chairman.  
 F. M. Cooper, 27th Dist.  
 A. E. Donegan, 19th Dist.  
 A. J. McClellan, 25th Dist.  
 W. H. H. McLeod, 30th Dist.

## MUNICIPALITIES.

F. P. Cone, 14th Dist., Chairman.  
 E. L. Carney, 20th Dist.  
 A. S. Wells, 8th Dist.  
 Jno. C. L'Engle, 18th Dist.  
 J. B. Johnson, 17th Dist.

## MILITIA.

J. B. Conrad, 28th Dist., Chairman.  
 A. Z. Adkins, 15th Dist.  
 A. S. Wells, 8th Dist.

W. H. Malone, Jr., 24th Dist.  
F. L. Stringer, 9th Dist.

## LEGISLATIVE EXPENSES.

J. B. Johnson, 17th Dist., Chairman.  
W. M. Igou, 23rd Dist.  
R. A. McGeachy, 1st Dist.  
W. F. Himes, 11th Dist.  
J. E. Calkins, 7th Dist.

## AGRICULTURE AND FORESTRY.

J. P. Wall, 26th Dist., Chairman.  
L. W. Zim, 31st Dist.  
W. H. H. McLeod, 30th Dist.  
C. T. Culpepper, 12th Dist.  
S. P. Roddenberry, 5th Dist.

## PUBLIC PRINTING.

H. H. McCreary, 32nd Dist., Chairman.  
L. W. Zim, 31st Dist.  
A. S. Wells, 8th Dist.  
C. T. Culpepper, 12th Dist.  
F. P. Cone, 14th Dist.

## ENGROSSED BILLS.

A. J. McClellan, 25th Dist., Chairman.  
J. B. Conrad, 28th Dist.  
J. S. Blitch, 21st Dist.  
L. W. Zim, 31st Dist.  
W. H. H. McLeod, 30th Dist.

## ENROLLED BILLS.

S. P. Roddenberry, 5th Dist., Chairman.  
B. H. Lindsey, 3rd Dist.  
R. A. McGeachy, 1st Dist.  
J. P. Wall, 26th Dist.  
Max M. Brown, 29th Dist.

## PENSIONS.

W. H. H. McLeod, 30th Dist., Chairman.

J. S. Blitch, 21st Dist.  
Jno. C. L'Engle, 18th Dist.  
B. H. Lindsey, 3rd Dist.  
H. H. McCreary, 32nd Dist.

## EXECUTIVE COMMUNICATIONS.

J. E. Calkins, 16th Dist., Chairman.  
Jno. P. Stokes, 2nd Dist.  
Y. L. Watson, 6th Dist.  
F. P. Cone, 14th Dist.  
W. F. Himes, 11th Dist.  
Max M. Brown, 29th Dist.  
W. H. Malone, Jr., 24th Dist.

## GAME AND FISHERIES.

S. P. Roddenberry, 5th Dist., Chairman.  
J. S. Blitch, 21st Dist.  
B. H. Lindsey, 3rd Dist.  
F. M. Cooper, 27th Dist.  
Y. L. Watson, 6th Dist.

## ORGANIZED LABOR.

L. W. Zim, 31st Dist., Chairman.  
Jno. P. Stokes, 2nd Dist.  
W. F. Himes, 11th Dist.  
A. E. Donegan, 19th Dist.  
F. M. Cooper, 27th Dist.

## APPROPRIATIONS.

A. S. Wells, 8th Dist., Chairman.  
D. A. Finlayson, 22nd Dist.  
H. H. McCreary, 32nd Dist.  
C. E. Davis, 10th Dist.  
W. H. H. McLeod, 30th Dist.

## COMMERCE AND NAVIGATION.

Jno. P. Stokes, 2nd Dist., Chairman.  
Jno. C. L'Engle, 18th Dist.  
J. E. Calkins, 16th Dist.

W. H. Malone, Jr., 24th Dist.  
J. N. Wilson, 4th Dist.

## CLAIMS.

E. L. Carney, 20th Dist., Chairman.  
F. L. Stringer, 9th Dist.  
C. T. Culpepper, 12th Dist.  
H. H. McCreary, 32nd Dist.  
Jno. P. Stokes, 2nd Dist.

## CORPORATIONS.

Jas. N. Wilson, 4th Dist., Chairman.  
Max M. Brown, 29th Dist.  
F. M. Cooper, 27th Dist.  
W. H. Malone, Jr., 24th Dist.  
R. A. McGeachy, 1st Dist.

## PUBLIC ROADS AND HIGHWAYS.

W. M. Igou 23rd Dist., Chairman.  
D. A. Finlayson, 22nd Dist.  
A. Z. Adkins, 15th Dist.  
F. L. Stringer, 9th Dist.  
C. E. Davis, 10th Dist.

## PRISONS AND CONVICTS.

B. H. Lindsey, 3rd Dist.  
F. P. Cone, 14th Dist.  
Y. L. Watson, 6th Dist.  
J. B. Conrad, 28th Dist.  
John P. Wall, 26th Dist.

## ATTACHES.

C. T. Culpepper, 12th Dist., Chairman.  
E. L. Carney, 20th Dist.  
J. N. Wilson, 4th Dist.  
W. M. Igou, 23rd Dist.  
F. L. Stringer, 9th Dist.

## RULES AND PROCEDURE.

D. A. Finlayson, 22nd Dist., Chairman.

J. E. Calkins, 16th Dist.  
F. M. Hudson, 13th Dist.  
W. F. Himes, 11th Dist.  
F. P. Cone, 14th Dist.

## PUBLIC LANDS AND DRAINAGE.

A. E. Donegan, 19th Dist., Chairman.  
J. B. Conrad, 28th Dist.  
Max M. Brown, 29th Dist.  
W. M. Igou, 23rd Dist.  
E. L. Carney, 20th Dist.

## PRIVILEGES AND ELECTIONS.

R. A. McGeachy, 25th Dist., Chairman.  
J. P. Wall, 26th Dist.  
J. S. Blitch, 21st Dist.  
S. P. Roddenberry, 5th Dist.  
A. J. McClellan, 25th Dist.

## IMMIGRATION.

F. M. Cooper, 27th Dist., Chairman.  
J. B. Johnson, 17th Dist.  
A. Z. Adkins, 15th Dist.  
A. E. Donegan, 19th Dist.  
A. J. McClellan, 25th Dist.

## PUBLIC HEALTH.

W. H. Malone, Jr., 24th Dist., Chairman.  
B. H. Lindsey, 3rd Dist.  
Jno. C. L'Engle, 18th Dist.  
C. T. Culpepper, 12th Dist.  
F. M. Hudson, 13th Dist.

## TEMPERANCE.

J. S. Blitch, 21st Dist., Chairman.  
Jas. N. Wilson, 4th Dist.  
E. L. Carney, 20th Dist.  
L. W. Zim, 31st Dist.  
A. S. Wells, 8th Dist.

## MINING AND MINERAL RESOURCES.

F. L. Stringer, 9th Dist., Chairman.  
 E. L. Carney, 20th Dist.  
 H. H. McCreary, 32nd Dist.  
 A. Z. Adkins, 15th Dist.  
 R. A. McGeachy, 1st Dist.

## CAPITAL STATE BUILDINGS AND GROUNDS.

D. A. Finlayson, 22nd Dist., Chairman.  
 A. S. Wells, 8th Dist.  
 Jno. C. L'Engle, 18th Dist.  
 F. M. Hudson, 13th Dist.  
 C. E. Davis, 10th Dist.

Mr. Cone offered the following—  
 Senate Resolution No. 8:  
 By Mr. Cone.

Resolved, By the Senate that the Legislative Expense Committee is hereby instructed to recommend to the Senate for election three official Senate stenographers who shall be competent stenographers and typewriters, and such other stenographers who shall be typewriters, from time to time as shall be necessary for the transaction of the business of the Senate. Resolved further, That said stenographers shall be under the direction of the Legislative Expense Committee, and shall do all stenographic work desired by the members of the Senate.

Mr. Cone moved that the resolution be adopted.

Which was agreed to.

Mr. Adkins offered the following—  
 Senate Resolution No. 9:

Whereas, The Honorable Woodrow Wilson, Democrat, is now President of the United States; And Whereas, the Democratic voters of Florida loyally supported him in his campaign, and gave him the largest vote ever given a Democratic candidate for President in the State of Florida; And Whereas, many offices in the State of Florida are now being held by Republicans, who were, and are opposed to the principles of the Democratic Party and the platform of the Honorable Woodrow Wilson, it's nominee, and now President of the United States, and are not in sympathy with the progressive spirit of the Democratic Party;

Therefore, Be it resolved by the State Senate of Florida, That it is the wish and desire of the Senate, that the Honorable Woodrow Wilson, as President of the United States be and is hereby requested to supplant all Republicans office holders in Florida with Democrats in harmony with the progressive spirit of the National and State Democracy at the very earliest time it is practicable so to do And the Secretary of the Senate is hereby instructed to forward by mail a copy of this Resolution to the Honorable Woodrow Wilson and the Secretary of State and to each member of Congress from this State.

Which was read the first time.

Mr. Adkins moved that the resolution be adopted.

Mr. Himes moved to lay the resolution on the table.

Upon which the yeas and nays were called:

The roll was called and the following was the vote:

Yeas—Mr. President, Senators Brown, Conrad, Davis, Donegan, Finlayson, Himes, Hudson, Johnson, L'Engle, Malone, McCreary, McGeachy, McLellan, Roddenberry, Stokes, Wall, Watson, Wells, Wilson, Zim—21.

Nays—Senators Adkins, Blitch, Carney, Cone, Cooper, Culpepper, Igou, Lindsey, McLeod, Stringer—10.

Mr. Zim explained his vote as follows:

Feeling that the President is thoroughly familiar with conditions, political, in this State, and not wishing to handicap him in doing that which he deems best, I vote Yea.

Lewis W. Zim.

So the resolution was laid on the table.

Mr. Johnson asked unanimous consent to make a report.

Which was granted.

And the report was read as follows:

Senate Chamber, Tallahassee, Fla., April 10, 1913.

Hon. H. J. Drane,  
 President of Senate.

Sir:

Your Committee on Legislative Expense have employed as official stenographers of the Senate the following:

Miss Essie Helvenston of Lake City.

Miss Laura McCord of Monticello.

Mr. M. H. Umback of Jacksonville.

Your committee requests that Miss Essie Helvenston

be allowed per diem from and including April 9th, 1913,  
she having served the Committee on Rules on that day.

Respectfully,

J. B. JOHNSON,  
Chairman.

Mr. Johnson moved to adopt the report.

Which was agreed to.

And the above named were declared the official stenog-  
raphers for the session.

The following Message from the Governor was read:

State of Florida,  
Executive Chamber,  
Tallahassee, April 10, 1913.

Hon. Herbert J. Drane,  
President of the Senate.

Sir:

I have the honor to transmit herewith, in printed form,  
a report of "every case of fine or forfeiture remitted, or  
reprieve, pardon or commutation granted, stating the  
name of the convict, the crime for which he was convicted,  
the sentence, its date, and the date of its remission. com-  
mutation, pardon or reprieving," since the beginning of  
the regular session of the legislature of 1911, as is re-  
quired by Section 11 of Article IV of the State Consti-  
tution.

Very respectfully,

PARK TRAMMELL,  
Governor.

Mr. Wells moved that the Message be spread on the  
Journal.

Which was agreed to.

## PARDONS, REPRIEVES, FINES REMITTED AND SENTENCES COMMUTED SINCE THE CONVENING OF THE LEGIS- LATURE IN REGULAR SESSION, 1911.

Applications for Pardon Submitted .....	396	
Applications for Commutation of Death Sen- tence Submitted .....	16	
Total Applications Submitted .....	412	
DISPOSITION:		
Full Pardons Granted .....	3	
Conditional Pardons Granted .....	108	
Restoration to Citizenship .....	14	
Prison Sentences Commuted .....	24	
Bond Forfeiture Remitted .....	1	
Paroles Granted .....	5	
Death Sentences Commuted .....	6	
Applications Denied .....	238	
Applications Pending Under Investigation...	13	
	412	412

STATE OF FLORIDA.

EXECUTIVE CHAMBER.

Tallahassee, Florida, April 8th, 1913.

GENTLEMEN OF THE LEGISLATURE:

In pursuance of the requirement of Section 11 of Article IV of the State Constitution, I have the honor to transmit herewith a report covering, "every case of fine or forfeiture remitted, or reprieve, pardon or commutation granted, stating the name of the convict, the crime for which he was convicted, the sentence, its date, and the date of its remission, commutation, pardon or reprieve," since the beginning of the regular session of the Legislature of 1911.

RESTORATION TO CITIZENSHIP.

There have been 14 pardons granted for the purpose of restoring to the beneficiaries the rights of citizenship of which they were deprived by reason of convictions for crime in the past. The pardons granted for this purpose did not relieve the beneficiaries from the payment of any fine nor from the service of any prison sentence; but may be termed formal pardons, granted in each case to persons who had long since satisfied the sentence imposed upon them and who furnished satisfactory evidence to the Board that they had in the interim lived lawabiding and useful lives, and earned by such exemplary living the privilege of restored citizenship and of a full pardon for the purpose of such restoration.

CONDITIONAL PARDONS.

In every conditional pardon granted by the Board, the following provision is incorporated: "This pardon is granted to and accepted by the said ..... upon the express understanding and condition that if at any time hereafter any person shall make complaint before the State Board of Pardons or the Governor of this State that the said ..... has violated any of the above conditions, the said Board or the Governor shall have full power and authority, without notice to the said ....., to investigate and inquire into such alleged breach of conditions, and if satisfied, after such

investigation, that any of the conditions hereof have been violated, may order the said ..... arrested by any sheriff or constable and immediately delivered to the ..... prison authorities, and he shall thereafter suffer such part of said original sentence of said court as has not already been suffered by him at the date of this pardon."

SUMMARY.

Since the convening of the Legislature in regular session in 1911, there have been presented to the Board of Pardons applications for clemency on behalf of 412 *separate* convicts. Owing to the fact that some applicants have caused their petitions to be re-submitted one or more times after same had been denied, the Board of Pardons has during the two years heard and passed upon 638 presentations of applications for clemency.

Some measure of relief has been granted by the Board in 161 of these applications. Six death sentences were commuted to life imprisonment, the grounds for such commutations being hereinafter stated, while 10 applications for commutation of death sentences were denied; 3 full pardons were granted in cases where the Board was unanimous in feeling, upon the grounds stated, that the conviction of the parties had constituted a miscarriage of justice; restoration to citizenship were granted to 14 persons, all of whom had previously been discharged from prison or satisfied the penalty imposed and were shown to have since been leading useful and law-abiding lives; in 24 cases the prison sentences or fines were commuted; and in 5 cases paroles were granted upon conditions which would protect the interests of society. Conditional pardons were granted to 108 persons, the conditions of such pardons all being in accordance with the form above set out. One bond forfeiture was remitted, as is hereinafter set out. Of the remaining 251 applications which were presented during the two years period, 238 were denied and 13 are now pending for further investigation and consideration by the Board of Pardons.

The statements which follow as to the cases in which relief of some sort was granted are respectfully submitted.

PARK TRAMMELL,  
Governor.

## CONDITIONAL PARDONS.

**JESSIE HARRIS.**—Convicted of assault and battery and sentenced to County jail for four months by County Judge of Leon County, March 21, 1911. Upon recommendation of the County Judge and Sheriff of Leon County, who have furnished a physician's certificate showing that applicant is an old syphilitic, has a stricture of the rectum from said disease, and requires an operation for same; and there being no facilities in the jail for such operation, and it being in the interest of justice and humanity that applicant be released, so that she might make arrangements to undergo such operation: Conditional pardon granted April 14, 1911.

**A. D. LINDSEY.**—Convicted for unlawfully selling intoxicating liquors and sentenced for ten months by Santa Rosa County Circuit Court, Fall Term, 1910. Upon recommendation of the Circuit Judge who sentenced him, and the State Attorney who prosecuted him, who wrote the Board that they think the ends of justice have been met by the seven months imprisonment which applicant has served, and it being shown that his prison conduct was exemplary; and his pardon being recommended by a very strong petition from citizens of Santa Rosa County: Conditional pardon granted May 3, 1911.

**ANNIE WILLIAMS.**—Convicted for unlawfully selling intoxicating liquors and sentenced for six months by Gadsden County Court, March Term, 1911. Upon recommendation of the Judge who imposed the sentence, and the Board of County Commissioners of Gadsden County, and one of the Supervisors of Convicts, all of whom certified that applicant is suffering from some incurable cancerous disease, is helpless and should be pardoned so that she may be returned to her people for suitable care; and a member of said County Commissioners having appeared before the Board and stated that applicant was incurably diseased and could not live long; and having assured the Board that applicant would be returned to her people

in Georgia if released: Conditional pardon granted May 5, 1911.

**PETER N. PRUITT.**—Convicted of carrying concealed weapon and sentenced to pay a fine of one hundred dollars and costs or serve six months imprisonment, by Orange County Criminal Court of Record, January Term 1911. Upon recommendation of the County Solicitor who prosecuted him, the County Commissioners of Orange County, and other County officers who represented that when arrested applicant had been in Florida only thirty-six hours, that the pistol was unloaded, that he has now served over three months, a model prisoner in every respect, having been made a trusty and later a night watchman at the Prison Camp, and stating that the petitioners feel that the ends of Justice will be best subserved by granting him a pardon: Conditional pardon granted May 5, 1911.

**DENNARD WEBB.**—Convicted of manslaughter and sentenced for three years by Madison County Circuit Court, Spring Term 1910. The Board having examined very carefully the entire testimony taken at applicant's trial, from which it seems clear that applicant killed an armed and angry negro man who had just shot him and who was about to further assault him, though applicant had, so far as the evidence shows, furnished no provocation for the negro's assault; and clemency being urged by nearly five hundred Madison County citizens, among whom are found many of the best people of the County; and applicant's record, both before and since this trouble, having been good: Conditional pardon granted July 6, 1911.

**PETER SMITH.**—Convicted of murder in the first degree and sentenced to be hung by Leon County Circuit Court, Spring Term 1900, the sentence being later commuted to life imprisonment. Upon recommendation of seven of the trial jurors, the other five not being found, who said that when a boy of seventeen years, applicant had married a dissolute turpentine negress and soon afterwards found her in infidelity to him and killed her; and it being shown that applicant had previously been an unusually good negro boy and has made an excellent prisoner during his eleven years of service; and several very substantial citizens of Leon County having personally come before the Board and urged that their knowledge of all the facts



in this case made them sure that this is a proper case for clemency: Conditional pardon granted July 6, 1911.

GREGORIA SAIA.—Convicted of assault with intent to commit rape and sentenced to twenty years by Volusia Criminal Court of Record, June Term, 1910. Upon recommendation of every member of the jury which convicted him; of the attorney especially employed to prosecute him, of the brother of the party assaulted and of many attorneys, officers and citizens of high standing in Volusia County by whom it was represented that it developed to the satisfaction of all parties interested that applicant's conviction was based upon mistaken identity; and it appearing that all parties were agreed that applicant was entitled to clemency: Conditional pardon granted July 6, 1911.

CHARLES KENDRICKS.—Convicted for larceny of a cow and sentenced for two years by Escambia County Criminal Court of Record, May Term, 1910. Upon the recommendation of the trial judge, of the County Solicitor who prosecuted him, of the owner of the animal stolen and of some of the most substantial citizens of Escambia County; and it appearing that applicant was a young white boy who unfortunately became the tool of cattle thieves, and upon realizing the enormity of the offence, he furnished evidence without which such cattle thieves could not have been convicted; and it appearing that the fourteen months which applicant served with good conduct was a sufficient lesson and satisfied the demands of justice: Conditional pardon granted July 6, 1911.

DICK HEWITT.—Convicted of murder in the second degree and sentenced to imprisonment for life by Duval County Circuit Court upon change of venue from Bradford County, Fall Term, 1898. Upon the recommendation of the Circuit Judge who tried and sentenced applicant; upon a very strong recommendation from the State Prison Physician, and Supervisors of State Prisons and the Wardens and Guards of the State Prisons who have known and worked this applicant, who represented that he is a thoroughly reformed and penitent person, and that the ends of justice have been fully accomplished by the thirteen years of imprisonment served by him; that his prison conduct was of the very best; that he rendered valuable aid in recapturing escaped prisoners and in pre-

venting escapes; and upon a strong recommendation from many citizens asking that the Board consider the right of mercy applicant's excellent conduct gave him; conditional pardon granted July 6, 1911.

EDWARD CLINTON.—Convicted of arson and sentenced for two years by Orange County Criminal Court of Record, January Term, 1909. Appealed to Supreme Court and affirmed. It appearing that applicant was a white man about eighty years old, who was convicted jointly with his son, the son receiving a sentence of ten years, now being served; and applicant having served practically the entire sentence imposed upon him; and the prison authorities having certified his conduct as having been entirely satisfactory; and a great many representative citizens of Volusia County having through letters, urged that he be pardoned stating that he was convicted solely on circumstantial evidence and there was much doubt about his guilt, and pleading, in any event, that he be released as a matter of mercy because of his age and good conduct: Conditional pardon granted July 6, 1911.

J. MARTIN POSEY.—Convicted of assault with intent to murder and sentenced for five years by Pasco County Circuit Court, Fall Term, 1908. Upon recommendation of Circuit Judge who sentenced applicant, of all the prison authorities who had investigated his case, and of a great many citizens of Pasco and other counties; and it being shown to the Board that the three years imprisonment which applicant had served had wrecked him physically and mentally, it having been necessary to confine him for a time in the Hospital for the Insane, and his physical condition being certified as very poor and it being strongly represented that his three years imprisonment has satisfied the ends of justice: Conditional pardon granted July 6, 1911.

CHARLIE ROBINSON.—Convicted of rape on a negress and sentenced for life by the Duval County Circuit Court, Spring Term, 1906. Upon recommendation of the State Prison Physician, who certified that applicant had tuberculosis, has had several hemorrhages and was gradually growing worse; that he had a dilated heart and was unfit for manual labor resulting from shock from a stroke of lightning; and his prison conduct having been very good; and his family being in condition to care for him: Conditional pardon granted July 6, 1911.

**BOSTON WHITE.**—Convicted of assault with intent to murder and sentenced for twenty years by Volusia County Criminal Court of Record, August Term, 1895. Upon recommendation of one of the Supervisors of State Convicts who, after investigation, submitted a report showing that throughout applicant's sixteen actual years of imprisonment he made a model prisoner, never giving any trouble and was a trusty for more than ten years; that he was a boy when sent to prison and is now only about thirty years old; and said supervisor expressing confidence that, if pardoned, this applicant would make a law-abiding and hardworking citizen: Conditional pardon granted July 6, 1911.

**GENERAL LITTLE.**—Convicted of rape upon a negress and sentenced for life by Nassau County Circuit Court, Spring Term, 1895. Upon recommendation of all the prison officials who worked applicant for a number of years past, who state that he has been about the most obedient and trustworthy negro they have ever worked; and one of the Supervisors of Convicts having, after investigation, submitted a report confirming applicant's excellent record and adding that there seemed to be great doubt of his guilt of the crime for which he was convicted; and it appearing that applicant's former reputation was good and that now, after over sixteen years of faithful prison service he is quite old and feeble: Conditional pardon granted July 6, 1911.

**BELLE SKINNER.**—Convicted of murder in the first degree with a recommendation to mercy and sentenced for life by Brevard County Circuit Court, Fall Term, 1902. Upon recommendation of all the Supervisors of State Convicts and prison officials who have kept in touch with applicants conduct during her nine years service in prison, and upon the recommendation of a considerable number of the foremost citizens of Brevard County who wrote that they did not believe her guilty of the crime for which she was convicted; and it appearing that applicant is an elderly white woman whose prison service has been a severe lesson to her, and that her husband is anxious to have her come back to him: Conditional pardon granted July 6, 1911.

**EDDIE BAGLEY.**—Convicted of murder in the third degree and sentenced to ten years imprisonment by Leon County

Circuit Court, Fall Term, 1903. Upon recommendation of ten of the twelve trial jurors, of the then Sheriff of Leon County and of a number of the best citizens of Tallahassee where the crime occurred, and it appearing that the homicide resulted from a fight between two negro boys, in which applicant had great provocation but was not the aggressor; and that excellent and faithful conduct marked his prison service of nearly eight years, and that applicant was only about seventeen years old when the crime was committed: Conditional pardon granted July 6, 1911.

**BRITT RUSSELL.**—Convicted of conspiring to prevent certain persons from procuring work and sentenced to one year in jail at hard labor by Hillsborough County Criminal Court of Record, November Term 1910, and appealed to Circuit Court where judgment was affirmed. The alleged principal conspirator in this matter having, for sufficient reason, been granted a conditional pardon, and it appearing from information received that the demands of justice will be satisfied by the release upon conditional pardon of this applicant, who had served six months in the County Jail and about two months at hard labor on the County roads; and it being represented that he was not the leading participant in the conspiracy: Conditional pardon granted August 8, 1911.

**J. F. BARTLUM.**—Convicted of conspiring to prevent certain persons from procuring work and sentenced to one year at hard labor in the County Jail by Hillsborough County Criminal Court of Record, November Term 1910, and appealed to Circuit Court where judgment was affirmed. The alleged principal conspirator in this matter having for sufficient reason, been granted a conditional pardon, and it appearing that the demands of justice would be satisfied by the release upon conditional pardon of this applicant, who, having served about six months imprisonment in jail and nearly two months at hard labor on the County roads, and it appearing that applicant's wife was critically ill and that he prayed to be permitted to go to her bedside at once, and it being represented that he was not the leading participant in the conspiracy: Conditional pardon granted August 8, 1911.

**NOTE.**—JOSE DE LA CAMPA, who was convicted with Britt Russell and J. F. Bartlum, was granted a conditional pardon August 8, 1911, but refused to accept the

conditions of said pardon, whereupon the pardon was revoked.

**ALICE SPEARMAN.**—Convicted of assault with intent to murder and sentenced to two years imprisonment by Marion County Circuit Court, Fall Term 1909. On account of her previous good conduct and because her term of imprisonment would expire in about thirty days: Conditional pardon granted August 19, 1911.

**JOHN HENRY GLISSON.**—Convicted of manslaughter and sentenced to ten years imprisonment by Jackson County Circuit Court, Spring Term 1907. Upon recommendation of the Circuit Judge who tried and sentenced applicant, of the State Attorney who prosecuted him, of the Sheriff of Jackson County and one of the Supervisors of Convicts who carefully investigated applicant's record; upon petition from a large number of citizens of Jackson County where the crime occurred, representing that in their opinion the ends of justice had been met and that applicant had been sufficiently punished; and his prison record having been very good; and it appearing that the crime which applicant committed was attended by extenuating circumstances, that he had considerable ground for believing that his act was necessary for the protection of a younger minor brother from violence on the part of the deceased: Conditional pardon granted October 5, 1911.

**JACK KELLY.**—Convicted of murder in the second degree and sentenced for life by the Holmes County Circuit Court, Spring Term 1907. Upon recommendation of the Chief Physician at the Prison Hospital where applicant was held, stating that he was weak mentally and physically; and it being shown that since his conviction, while demented, he cut off one hand and one foot and was unable to work to any extent, and his pardon being recommended by a large number of citizens, by eight of the jurors who convicted him and by all the prison officials who have handled him; and it appearing that he has a brother in Georgia able and anxious to take care of him if released: Conditional pardon granted October 5, 1911.

**WILLIE VAUGHN.**—Convicted upon three charges of larceny and given sentences aggregating two years by Duval County Criminal Court of Record, December Term 1909. Upon recommendation of the County Solicitor who prose-

cuted applicant, who said that he "is satisfied this boy has been taught a severe lesson \* \* \* and takes pleasure in recommending his pardon. He is young and to grant him a pardon before his time expires will, in my opinion, have a good effect on him. I believe it was bad company and not any tendency to be vicious;" and upon the recommendation of many of the best citizens of Jacksonville who plead that this young white boy, if given a chance, will make a good man, stating that his surroundings will be favorable to the formation of good habits; and his prison record having been good; and it appearing that he has now served all but about three months of his two years sentence, and that at the time of his arrest and conviction he was only about sixteen years of age and had borne a good reputation in the community where he lived: Conditional pardon granted October 5, 1911.

**SIMON WILSON.**—Convicted of murder in the second degree and sentenced for life by Polk County Circuit Court, Fall Term 1902. Upon recommendation of the Circuit Judge who sentenced him, of the State Prison Physician, the latter stating that applicant is a "general chronic and a fixed Hospital subject;" and he being seventy-one years old, and his prison conduct throughout the nine years of his incarceration having been satisfactory: Conditional pardon granted October 5, 1911.

**W. J. DIFFIN.**—Convicted of uttering worthless checks and aiding in escape from jail and sentenced for periods aggregating fifteen years by Hillsborough County Criminal Court of Record, June Term 1906. Upon recommendation of the Judge who sentenced him, who wrote that the sentence of fifteen years was excessive, and of the County Solicitor who prosecuted him; and a physician's certificate having been presented showing that applicant had necrosis of one of the ankle bones, making him a cripple; and one of the Supervisors of Convicts having reported that his conduct has been unusually good: Conditional pardon granted October 5, 1911.

**DAVID H. PARKER.**—Convicted for breaking and entering a store building and sentenced to ten years imprisonment by DeSoto County Circuit Court, Spring Term 1907. Upon recommendation of the Circuit Judge who tried and sentenced applicant and of the State Attorney who

prosecuted him; and the Sheriff of DeSoto County having written the Board that applicant, while in jail, disclosed to him a plot among other prisoners to kill the Sheriff and Jailor and effect a jail delivery, the Sheriff being convinced that his life was saved by applicant's disclosure; and applicant having made a very fine record in prison during the five years service: Conditional pardon granted October 5, 1911.

W. E. SMITH.—Convicted of having unlawful carnal intercourse with an unmarried female under eighteen years old and sentenced to six years imprisonment by Duval County Criminal Court of Record, November Term, 1908. In this case there was a very strong showing that applicant's prison conduct had been especially meritorious, and that he had done much in expiation of his crime and to deserve clemency. It was shown that he had been mainly instrumental in preventing several escapes, that he assisted in maintaining prison discipline, and by his repentant and exemplary course had helped to improve conditions in the camps where he had been. The Board was satisfactorily assured that he would take his family from this State and lead a respectable life. His pardon was petitioned for by a large number of excellent citizens, and it was satisfactorily shown that he bore an excellent reputation as a citizen in the several places where he had lived prior to this trouble. Since his arrest he had been imprisoned, in jail and in the penitentiary, about 3½ years. Conditional pardon granted October 5, 1911.

STANLEY CONYERS.—Convicted of murder in the first degree with a recommendation to mercy and sentenced for life by Walton County Circuit Court, Fall Term, 1898. Applicant having served thirteen years imprisonment, and it being shown that his conduct through that time was perfect; and a reputable physician having certified that he had pulmonary tuberculosis, and that his health was rapidly declining: Conditional pardon granted October 5, 1911.

ANDERSON REEVES.—Convicted of manslaughter and sentenced to ten years imprisonment by Duval County Circuit Court, Spring Term, 1906. Upon recommendation of the Circuit Judge who tried and sentenced him, who stated that applicant was only an accessory after the fact, and of the State attorney who prosecuted him; and it be-

ing shown that during most of the five years of his imprisonment, he was a trusty and rendered especially meritorious conduct, having made disclosures to prison officials which prevented escapes of prisoners: Conditional pardon granted October 5, 1911.

LELAND SUGGS.—Convicted of embezzlement and sentenced to one year imprisonment by the Duval County Criminal Court of Record, February Term, 1911. Upon recommendation of the judge who tried and sentenced him and of the County solicitor who prosecuted him; upon a strong showing that there were extenuating circumstances connected with this boy's offence; and it appearing that, if released, he would immediately go to relatives outside of Florida where honest work and a good home awaited him, and he having served about eight months of the twelve months sentence: Conditional pardon granted October 5, 1911.

WALLACE BURGESS.—Convicted for unlawfully killing an animal and sentenced to twelve months imprisonment by the County Court for Gadsden County, June Term, 1911. All of the County Commissioners, the Sheriff and the County Judge of Gadsden County, having joined in a written petition to this Board for applicant's pardon, stating that "Burgess is in wretched health, as will be seen from certificate of physician attached, was in the county jail for some time awaiting trial has served over three months of the time, and we feel that further confinement would, owing to his physical condition, endanger his life as medical attention is required and the man is in a hopeless condition;" and it appearing from the physicians certificate that applicant had Bright's disease in an advanced and incurable stage, that he had a serious attack of heart disease and was suffering from malarial poisoning: Conditional pardon granted October 5, 1911.

HARRY B. BARTELL.—Convicted for entering without breaking with intent to commit a misdemeanor and sentenced to imprisonment for four years and ten days by Escambia County Criminal Court of Record, November Term, 1910. Upon recommendation of the trial judge, of the County Solicitor who prosecuted him, of all the trial jurors who were accessible, of the Clerk of the Circuit Court, the Clerk of the Criminal Court, the Sheriff, the Mayor of Pensacola and many representative citizens of

Escambia County; and upon the recommendation of the prosecuting witness and all the State witnesses who testified against applicant at the trial; and it being shown that if released applicant would return with his mother to her home in Kentucky where employment awaited him: Conditional pardon granted November 27, 1911.

ELIZA DAVIS.—Convicted of assault and battery and sentenced to five months imprisonment by the County Judge of Leon County, October Term, 1911. It appearing that applicant was a negro woman who had stood well in Tallahassee, her home; that she was the guardian of the child whom she was convicted of assaulting; that the chastisement was inflicted because of the child's repeated misconduct and acts of waywardness; and it appearing that while applicant probably inflicted excessive punishment, there was considerable provocation therefor; and the County Judge who tried and sentenced applicant having written the Board that he thinks the punishment already undergone by her is sufficient and recommends her pardon; and clemency to applicant being prayed by a number of excellent white citizens of Tallahassee: Conditional pardon granted January 4, 1912.

SHERIFF BLYE.—Convicted of Assault with intent to murder and sentenced to ten years imprisonment by Marion County Circuit Court, Spring Term, 1908. Upon recommendation of the Circuit Judge who sentenced applicant, of the State Attorney who prosecuted him, of all the petit jurors now residing in Marion County and of one of the Supervisors of State Convicts who has carefully investigated applicant's case; and it appearing that the assault made by applicant was attended by great provocation, and the injury inflicted only slight; and the State Attorney having written the Board that: "had he been represented by counsel, I believe he would have been convicted of aggravated assault, or at most of assault with intent to commit manslaughter, with a correspondingly reduced sentence;" and applicant having served nearly four years in prison, his conduct having been excellent: Conditional pardon granted January 4, 1912.

GEORGE FRANKLIN.—Convicted of assault with intent to murder and sentenced to ten years imprisonment by Putnam County Circuit Court, Fall Term, 1905. The Physician and Surgeon in charge of the State Prison Hospital

having written the Board that applicant is a "helpless paralytic, physically incapacitated to do manual service and whose prison service has numbered many years;" and it appearing that applicant has served over six years with good conduct and that if discharged he will be cared for by relatives and not become a charge upon the public: Conditional pardon granted January 4, 1912.

LEON F. SAWYER.—Convicted of arson and grand larceny and given sentences aggregating thirteen years, by Monroe County Criminal Court of Record, May Term, 1908. It appearing that applicant was sentenced for three years on the larceny charge and for ten years on the arson charge and had been in prison nearly four years; and the trial judge and prosecuting attorney and a large number of representative white citizens of Monroe County having all written this Board that while applicant was doubtless guilty of the larceny charge, there was grave doubt as to whether he had any connection with the crime of arson for which he was convicted; and the said court officials and numerous citizens urgently petitioned the Board that they thought that applicant, in view of all the circumstances surrounding the case, had been amply punished to satisfy the demands of justice; and his prison conduct having been very good: Conditional pardon granted January 4, 1912.

E. E. HOGAN.—Convicted of bigamy and sentenced to two years imprisonment by Duval County Criminal Court of Record, January Term, 1911. Upon recommendation of the trial judge, of the County Solicitor who prosecuted him, and of the Sheriff and Clerk of the Circuit Court of Duval County, and of two of the State Supervisors of Convicts who reported that applicant was an excellent prisoner and is a severe sufferer from rheumatism; and it appearing that the first woman to whom applicant was married was in large measure to blame for the difficulty in which he became involved, that she deserted him and later procured a divorce from him; and the Board being assured that applicant would make a law-abiding citizen if released: Conditional pardon granted January 4, 1912.

RAFAEL GORDILLO.—Convicted of assault with intent to murder and sentenced to five years imprisonment by Hillsborough County Criminal Court of Record, June Term 1910. It appearing that applicant, while in the

discharge of his work as a State Prisoner, got one of his hands so seriously mangled in a sawmill, that amputation of the arm just above the elbow was necessary; and the Judge who sentenced him having written the Board that "he will most earnestly recommend that a pardon be granted this man, as I believe he has suffered more since he has been in prison than enough to expiate any offense that he may have committed;" and the County Solicitor who prosecuted him having written the Board that, "I think that under the circumstances this is a proper case for the exercise of clemency by the Board of Pardons;" and clemency for applicant having been urged by many reputable citizens of Hillsborough County and endorsed by one of the Supervisors of State Convicts who had investigated applicant's case; and his prison conduct having been good: Conditional pardon granted January 4, 1912.

THOMAS L. CREWS.—Convicted of murder in the third degree and sentenced to three years imprisonment by Baker County Circuit Court, Spring Term 1909. Upon recommendation of the Circuit Judge who tried and sentenced applicant, of the State Attorney who prosecuted him, of eleven of the trial jurors, of the Board of County Commissioners, of the County officers and a large majority of the white citizens of Baker County; and it appearing that since his arrest for this offense, applicant had been confined and in the State Prison nearly three years, which is almost equivalent to the term of his sentence; and it appearing that he suffered from very defective eyesight, which is growing worse; and his prison conduct having been satisfactory: Conditional pardon granted January 4, 1912.

GEORGE WHITFIELD.—Convicted of manslaughter and sentenced to ten years imprisonment by Calhoun County Circuit Court, Spring Term 1906. It being shown to the Board that the man whom applicant killed stated on his death bed that he was to blame for the difficulty and that applicant should not be punished; and the mother and two of the brothers of the deceased man having petitioned the Board to pardon applicant, stating that in consideration of the circumstances of his crime which grew out of a brawl in which both the applicant and the deceased seemed to have been very drunk, he had been

sufficiently punished; and the coroner and members of the coroner's jury who investigated the homicide, having asked for applicant's pardon; and applicant having served about six years imprisonment with good conduct; and it being shown that before the homicide he was an industrious, and useful citizen: Conditional pardon granted January 4, 1912.

ALEXANDER CLINTON.—Convicted of arson and sentenced to ten years imprisonment by Orange County Criminal Court of Record, upon change of venue from Volusia County, January Term 1909. Upon recommendation of the judge who presided at one of applicant's trials, of the prosecuting attorney, and of the man whose house was burned; and of all the State witnesses who testified against applicant; of five of the six trial jurors; and upon the petition and recommendation of a great many citizens of Volusia County where the fire occurred; and it appearing to the Board that all persons in any way interested in the crime for which applicant was convicted, seemed agreed that he had been sufficiently punished for his connection with the burning, if any; and the record in this case showing that there is a possibility that the fire started accidentally and was not an act of arson, this seeming to be the opinion of many of the petitioners; and applicant's prison conduct having been very excellent: Conditional pardon granted January 4, 1912.

WILLIAM MITCHELL.—Convicted of manslaughter and sentenced to fifteen years imprisonment by Duval County Circuit Court, Fall Term 1899. It appearing that with the gain-time allowed by law, which applicant earned by his excellent prison conduct, that he had completed about thirteen prison years of the fifteen years sentence; that the crime which he committed was attended by circumstances which seemed to have led him to believe that his act was necessary in the defense of a sister from violent injury or murder; and applicant having borne a good previous reputation, and having submitted a particularly strong endorsement from prison officials as to his peaceful and industrious conduct as a prisoner: Conditional pardon granted January 4, 1912.

WILLIAM CARNEY.—Convicted of murder in the second degree and sentenced for life by Leon County Circuit

Court, Spring, Term 1902. This application having, since its first presentation, been referred to a reliable white citizen of Leon County in whose pasture the homicide occurred, who was known by some members of the Board to be familiar with the circumstances of the homicide; and the said gentleman having advised the Board that he is satisfied the shooting in this case was entirely accidental, and that at the time the applicant was a young negro boy about fourteen years old, who tended cows for him; and the Acting State Attorney who prosecuted applicant having asked that a pardon be granted him in the interest of justice; and applicant's conduct having been uniformly good throughout the ten years of his imprisonment: Conditional pardon granted January 4, 1912.

HARRY WHITE.—Convicted of murder in the first degree and sentenced for life by St. Johns County Circuit Court, Spring Term, 1901. It appearing that the homicide in this case occurred at a negro festival; that many shots were fired and there was much uncertainty as to who fired the shot which resulted in the killing, or as to whether applicant fired any shot at all; and four of the trial jurors having written the Board that they always had doubt as to applicant's guilt and recommended his pardon; and his prison conduct having been excellent: Conditional pardon granted January 4, 1912.

WASHINGTON BUTLER.—Convicted of murder in the first degree with a recommendation to mercy and sentenced for life by Hamilton County Circuit Court, Spring Term, 1902. It appearing that at the time of the homicide applicant was only sixteen years old and that he has now served nearly ten years; and the State Attorney who prosecuted him having written the Board that he has had some doubt as to applicant's guilt and recommended that he be pardoned; and it appearing that the evidence upon which he was convicted was entirely circumstantial; and the officers of the State prison having advised the Board that applicant's prison conduct was especially meritorious, in that he had on several occasions given information which prevented escapes of prisoners, and that he was trustworthy and obedient: Conditional pardon granted January 4, 1912.

W. I. COOK.—Convicted of bigamy and sentenced to five years imprisonment by Taylor County Circuit Court, Fall

Term, 1908. Upon recommendation of the State Attorney who prosecuted applicant, of all members of the trial jury, of the foreman of the grand jury, and a large citizen's petition and of both of the women whom applicant married; and it being shown that the woman whom applicant first married admits having deceived him into believing that she had procured a divorce from him; and it appearing that applicant had served the larger part of the sentence imposed upon him, that his prison conduct was excellent and that his health had become very poor: Conditional pardon granted January 4, 1912.

SAMUEL GRANGER.—Convicted of the larceny of a yearling and sentenced to two years imprisonment by Jefferson County Circuit Court, Fall Term, 1910. Upon recommendation of the prosecuting witness and of all the jurors who convicted applicant; and upon petitions signed by a considerable number of people known to be good citizens of Jefferson county; and it appearing that applicant has consistently claimed to have purchased the yearling from a negro who, it seems, stole it, and there being some evidence to substantiate this contention; and it being shown that applicant had served the greater part of the sentence imposed upon him, and that his prison conduct has been excellent: Conditional pardon granted April 4, 1912.

JOHN THOMPSON.—Convicted of the larceny of a domestic animal and sentenced to three years imprisonment by Osceola County Circuit Court, at the Special Term held January 11, 1911. Upon recommendation of the Circuit Judge who sentenced applicant and of the special counsel who prosecuted him; of the prosecuting witnesses; of a large number of citizens and of the cattle men of Osceola County and of the County officers of said County; and it being represented by many of these petitioners and by said special prosecuting attorney that applicant actually played only a minor part in the theft for which he was convicted; and applicant having served fifteen months imprisonment with good behavior; and the Board being impressed under all the circumstances, with the view taken by many of the petitioners that applicant's punishment had been sufficient to satisfy the demand of justice: Conditional pardon granted April 4, 1912.

ANDREW McNEIL.—Convicted of murder in the second



degree and sentenced for life by Jackson County Circuit Court, Fall Term 1905. The State Prison Physician having written the Board that applicant "has been a Hospital subject for more than two years, and I have, at different times, performed three surgical operations upon him. He is apparently about sixty-five or seventy years of age and has a multitude of ailments. If the Board will give this prisoner a conditional pardon, the writer himself will see that he is properly cared for;" and the present State Attorney for Jackson County having written the Board that he thinks applicant has been punished long enough for the offense committed and hopes he will be pardoned; and his prison conduct having been good: Conditional pardon granted April 4, 1912. not the aggressor therein: Conditional pardon granted April 4, 1912.

RICHARD TEDDER.—Convicted of assault with intent to commit manslaughter and sentenced to four years imprisonment by St. Johns County Circuit Court, Fall Term 1909. This application was before the Board several times and was thoroughly investigated. Applicant was convicted with his brother for a murderous assault. Four of the six trial jurors submitted affidavits that they did not believe from the evidence that applicant was actually engaged in the assault and that they did believe his sentence was quite excessive. A large number of good citizens of St. Johns County wrote the Board that they thought applicant had been sufficiently punished. The Sheriff of St. Johns County made the same recommendation. Applicant had served about two and one-half years and his prison conduct was good. From its investigations the Board felt satisfied that there was considerable provocation for the assault and that applicant was

W. J. HENDRIX.—Convicted of perjury and subornation of perjury and sentenced to five years imprisonment in each case by Duval County Criminal Court of Record July Term 1909. Upon recommendation of the trial Judge and County Solicitor and Clerk of said Court, of the Clerk of the Circuit Court and the Mayor of Jacksonville and many other substantial citizens; and it appearing that applicant was a victim of misrepresentation by the man who was his enemy and who took his wife away from him; and his prison conduct having been ex-

cellent during his three years of service: Conditional pardon granted April 4, 1912.

HENRY MERRITT.—Convicted of larceny and receiving stolen property and sentenced to five years imprisonment by Volusia County Criminal Court of Record, October Term, 1909. It appeared that applicant was convicted wholly upon circumstantial evidence of the larceny of a medicine chest from a physicians buggy. Upon recommendation of the trial Judge and the County Solicitor who prosecuted him and the Sheriff who arrested him, and of the prosecuting witness whose property was stolen; and as he has now served more than one-half of the sentence imposed and been a hard and faithful worker and obedient to prison rules: Conditional pardon granted April 4, 1912.

MASTERS DAVIS.—Convicted of assault with intent to murder and sentenced to five years imprisonment by Hamilton County Circuit Court, Spring Term, 1911. It being shown that applicant had no attorney at his trial, and it having developed after the trial that the assault was committed in the defence of the life of a sister-in-law, and the State Attorney who prosecuted him and five of the six jurors who convicted him having written the Board that had this new evidence been before the jury, there would probably have been no conviction; and a very strong petition from citizens and County officers, also signed by twelve members of the grand jury which indicted him, having been presented; and applicant having also submitted an excellent showing as to his good reputation before his conviction and as to unusually good conduct in prison: Conditional pardon granted April 4, 1912.

RICARDO MARTINEZ.—Convicted of larceny and arson and sentenced to terms aggregating thirteen years by Monroe County Criminal Court of Record, May Term, 1908. It appearing that applicant was sentenced for three years on the larceny charge and for ten years on the arson charge and had been in prison nearly four years; and the trial judge and prosecuting attorney and a large number of representative white citizens of Monroe County having all written this Board that while applicant was doubtless guilty of the larceny charge, there was grave doubt as to whether he had any connection with the



crime of arson for which he was convicted; and the said court officials and numerous citizens urgently petitioned the Board that they thought that applicant, in view of all the circumstances surrounding the case, had been amply punished to satisfy the demands of justice; and his prison conduct having been very good: Conditional pardon granted April 4, 1912.

GAD D. TAYLOR.—Convicted of unlawfully selling intoxicating liquors and sentenced to ten months imprisonment by Volusia County Criminal Court of Record, August Term, 1909, and affirmed upon appeal to the Circuit Court. This application was exhaustively investigated by the Board. The Judge who sentenced applicant having written the Board that after applicant's conviction he learned facts "which led me to believe that Gad was an innocent partner of a liquor-selling partner, and I understand that it is now generally so believed. In either event, Gad has already served part of his sentence and his physical condition is so bad that, even if he were guilty, I think he has already been sufficiently punished, and I hope that your Honorable Board will see fit to grant him a pardon;" and the County Solicitor who prosecuted applicant, the Circuit Judge who affirmed his conviction, and the Sheriff and a large number of excellent citizens of Volusia County having also recommended that, under the circumstances, this applicant should be pardoned, and it appearing that he has suffered from intestinal catarrh and has made a good and obedient prisoner: Conditional pardon granted April 4, 1912.

KING FERGUSON.—Plead guilty of manslaughter and sentenced to twenty years imprisonment by the Gadsden County Circuit Court, Spring Term, 1908. The Justice of the Peace who acted as coroner at the time of the homicide for which applicant was convicted, having twice come before the Board and earnestly stated his belief that said homicide was entirely accidental and that applicant was being unjustly imprisoned; the said Justice of the Peace having submitted to the Board several affidavits showing that the party who was killed declared in her dying statements that she had been accidentally shot; and it appearing that none of this evidence was before the Circuit Court when this applicant, under indictment for murder in the first degree and upon the advice of a

young, inexperienced attorney appointed by the Court to defend him, submitted a plea of guilty of manslaughter, to escape the more severe penalty for murder; and the Board being impressed with the position so earnestly maintained by the said Justice of the Peace that this was a case of accidental homicide; and applicant's prison conduct having been good: Conditional pardon granted April 4, 1912.

FRANK MCCOY.—Convicted of being an accessory to murder and sentenced for life by Leon County Circuit Court, Fall Term 1902. This application was brought to the attention of the Board by one of the prison officials who had become interested in applicant because of his hard and faithful prison work, and who, after investigation, had convinced himself that applicant was innocent of the crime for which he was serving. In investigating this case the Board found that there was one white witness for the State against applicant. The said white State witness appeared personally before the Board and told in detail the circumstances of the homicide, stating that this applicant, although present, was not the guilty man and that the murder had been committed by one Frank Wright. The said Frank Wright had also written the Board to the same effect: Conditional pardon granted April 4, 1912.

GEORGE L. GEE.—Convicted of manslaughter and sentenced to imprisonment for six months and to pay a fine of twenty-five hundred dollars; and in default of such payment to serve an additional term of four years imprisonment, by Duval County Criminal Court of Record, July Term, 1910. Upon recommendation of the Judge who sentenced applicant, of the County Solicitor who prosecuted him, of five of the six trial jurors, including the foreman, of the municipal officers and more than one thousand citizens of Jacksonville; and it appearing that applicant had served fourteen months actual imprisonment; that the prison penalty imposed upon him by the Court was six months, which he had served, and that neither he nor his people were able or would be able, to pay the fine of twenty-five hundred dollars imposed, and that he had served eight months actual time of the prison sentence prescribed in lieu of such fine; and his prison conduct had been satisfactory; and applicant

having agreed as a stipulated condition of this pardon that if released, he would leave the State of Florida and live in Georgia where remunerative employment awaited him; and it being certified to the Board that applicant was in poor health which had become aggravated by prison work: Conditional pardon granted May 7, 1912.

NOTE.—On January 21, 1913, the Board, upon a satisfactory showing, revoked and annulled the stipulation in the conditional pardon granted to George L. Gee, requiring him to leave and remain out of the State of Florida.

J. I. SIMPSON.—Convicted of forgery and sentenced to one year imprisonment by Hillsborough County Criminal Court of Record, March Term 1912. A certificate was presented from the County Physician of Hillsborough County, stating that applicant had heart disease and was incapacitated for work and his recovery doubtful. Upon such certificate the Judge who sentenced applicant and the County Solicitor who prosecuted him, unqualifiedly recommended that he be granted a conditional pardon; the prosecuting attorney also wrote that there was a possible doubt of applicant's guilt. The applicant represented that he is a subject of Great Britain and if released, would return to his home in Jamaica, West Indies. Upon said stipulation: Conditional pardon granted May 18, 1912.

BONNIE J. HUTCHISON.—Convicted of manslaughter and sentenced to five years imprisonment by Washington County Circuit Court, Spring Term, 1909. Applicant having served more than three years of the five years sentence imposed upon him, and nine of the twelve jurors, the other three being inaccessible, and the State Attorney having all written the Board that, in their opinion, three years service in the State Prison with good conduct, was sufficient punishment for the crime committed by applicant, in view of the circumstances thereof; and the Circuit Judge who tried and sentenced applicant having also conditionally recommended that clemency be extended to him; and it having been shown that applicant's prison conduct has been excellent; and it being made to appear that if released applicant would have strong encouragement to make a good citizen; and the said jurors having written the Board that at the time of forming their verdict the jury agreed that after appli-

cant had creditably served two or three years in prison, they would recommend his pardon: Conditional pardon granted June 15, 1912.

WILL McDONALD.—Convicted for uttering a forged check for ten dollars and sentenced to five years imprisonment by Dade County Criminal Court of Record, September 17, 1910. The County Solicitor who prosecuted applicant having written the Board that "having been informed that the applicant, Will McDonald, will be again employed by one of his former employers, and that having served over eighteen months in the State Penitentiary, the ends of justice have been met in endorsing the attached application for pardon;" and the Sheriff of Dade County having strongly endorsed applicant's petition for pardon; and the Board being assured that if released applicant will be given useful employment; and his prison conduct having been satisfactory: Conditional pardon granted July 17, 1912, to take effect December 1, 1912, provided applicant's conduct remained exemplary.

JESSE J. GRIFFIN.—Convicted of breaking and entering a dwelling house in the day-time with intent to commit a felony and sentenced to five years imprisonment by Hillsborough County Criminal Court of Record, July 30, 1909. The Judge who sentenced applicant having written that "I do not think the Board of Pardons would make any mistake if they granted him a conditional pardon;" and the County Solicitor who prosecuted applicant having written that in this case he does not think that leniency on the part of the Board would be amiss; and the Sheriff of Hillsborough County, after investigation, having strongly recommended a pardon for applicant, adding "I have a letter from the prosecuting witness who is willing to have him pardoned. He is the son and only support of an elderly widow woman who is now in very bad health, and I have promises of a number of good citizens, who will endeavor, if he should be pardoned, to aid in his future good behavior;" and applicant's prison conduct having been excellent: Conditional pardon granted July 17, 1912, effective August 1, 1912.

DOUGLASS BURGESS.—Convicted of manslaughter and sentenced to three years imprisonment by Holmes County Circuit Court, Spring Term 1910. The State Attorney who prosecuted applicant having written the Board that

"in view of the fact that the Judge only sentenced this convict for three years, and the probability that a two years term will do him as much good as a three years term, and the further fact that his wife is in this poverty stricken condition, I have decided to endorse the applicant for a conditional pardon when he has served two years of his sentence, and I hope you will find it consistent with your views to grant such conditional pardon to him after he has served two years of his sentence;" and applicant having served more than two years of his three years sentence; and all of the jurors who convicted him and all the County officers of Holmes county having written the Board that they think he has been sufficiently punished, and the Board having received strong assurances that applicant would make a good citizen if released; and his prison conduct having been very good: Conditional pardon granted July 17, 1912.

JIM CLEMM.—Convicted of murder in the first degree with recommendation to mercy and sentenced for life by Gadsden County Circuit Court, Spring Term, 1909. The Sheriff of Santa Rosa county and one of the leading managers of the prison system having personally come to Tallahassee and strongly urged that clemency be extended to this applicant for the reason that his conduct as a prisoner has been unusually good, and that he had rendered especially meritorious service in promoting discipline at the prison camp and in preventing escapes of prisoners; and the Board having received evidence satisfying it that this man is trustworthy and will lead a useful life if pardoned; and it appearing from a letter from one of the trial jurors that there was doubt as to the justice of his conviction for so high a degree of homicide; and his service of over twelve years in prison having been without a blemish: Conditional pardon granted July 17, 1912, to take effect August 1, 1912.

STEPHEN WILLIAMS.—Plead guilty to receiving stolen goods and sentenced to two years imprisonment by Duval County Criminal Court of Record, October 24, 1911. The Sheriff of Duval County, after careful investigation, having written the Board strongly urging that applicant be pardoned and stating the belief that he would have every chance to make a good citizen; and the committing Magistrate who held the preliminary hearing, and the Chairman

and all the members of the Board of County Commissioners, the Clerk of the Court in which he was convicted, the Tax Collector and many citizens of Duval County having written the Board urging that applicant was a young man who, under the circumstances of this case, deserved the encouragement of clemency; and it appearing that although he became the beneficiary of certain stolen goods, is seems that he did not participate in the felony or know the goods were stolen: Conditional pardon granted July 17, 1912, effective August 1, 1912.

EDWARD REED.—Convicted of murder in the first degree with a recommendation to mercy and sentenced for life by Leon County Circuit Court, Spring Term, 1894. It appearing that applicant had been in the State prison for more than eighteen years and that his conduct throughout that period had been entirely satisfactory; that he had become old in the service and through a period of five years suffered loss of his sight due to prison work—which, however, had been restored; and a reliable white citizen of Leon county familiar with the facts, having written the Board that the evidence against applicant at his trial was entirely circumstantial and regarded as weak: Conditional pardon granted July 17, 1912, effective August 1, 1912.

J. FRANK WHIPPLE.—Convicted of assault with intent to murder and sentenced to three years imprisonment by Jackson County Circuit Court, Fall Term, 1910. Upon the recommendation of the Circuit Judge who sentenced applicant, of the State Attorney who prosecuted him, of the foreman of the jury which convicted him and of a large number of citizens of Jackson County familiar with the facts of his case, all of whom advised the Board that, while they thought applicant should have been convicted and punished, they believed under all the circumstances of his case, that the two years which he had served in the State Prison was ample punishment for the crime he committed and that he should be pardoned, as he would, if released, be surrounded by good influences tending to make him a good citizen; and it appearing that applicant had never been in any other trouble, that his conduct as a prisoner was good and that his health had broken in prison work: Conditional pardon granted July 17, 1912, effective August 1, 1912.

**WILLIAM TEDDER.**—Convicted of assault with intent to commit manslaughter and sentenced to four years imprisonment by St. Johns County Circuit Court, Fall Term, 1909. This application was very thoroughly investigated by the Board. Applicant was convicted with his brother for a murderous assault. The brother was conditionally pardoned in April, 1912. While the Board was satisfied that applicant was properly convicted, the record shows that there was considerable provocation for the assault which he made, the man assaulted having, while intoxicated, violently cursed around and frightened the women at applicant's home, and applicant had gone to him to request that he desist from such conduct, when a fight ensued; and in appearing that applicant had served three years of his four years sentence, and his prison conduct had been satisfactory; and a very strong petition having been filed urging that clemency be shown him: Conditional pardon granted July 17, 1912, effective December 1, 1912, provided his conduct in prison remained exemplary.

**LEWIS RAYMOND.**—Convicted of murder in the first degree with a recommendation to mercy and sentenced for life by Pasco County Circuit Court, Fall Term, 1894. It appearing to the Board that applicant was arrested for his crime in 1893 and had been continuously in prison on account of same for about nineteen years, and that his conduct throughout that period had been entirely satisfactory; and it appearing that applicant had been convicted wholly upon circumstantial evidence, as to the conclusiveness of which numerous petitioners for applicant's pardon expressed doubt; and it being shown that applicant had rendered especially meritorious service by several times volunteering information which prevented escapes of prisoners; and three other defendants who were jointly convicted with applicant, having heretofore been pardoned for reasons deemed sufficient: Conditional pardon granted July 17, 1912, effective August 1, 1912.

**WILL MITCHELL.**—Convicted of murder in the first degree with a recommendation to mercy and sentenced for life by Pasco County Circuit Court, Fall Term, 1894. It appearing to the Board that applicant was arrested for his crime in 1893 and had been continuously in prison on account of same for about nineteen years, and that

his conduct throughout that period had been entirely satisfactory; and it appearing that applicant had been convicted wholly upon circumstantial evidence, as to the conclusiveness of which numerous petitioners for applicant's pardon expressed doubt; and it being shown that applicant had rendered especially meritorious service by several times volunteering information which prevented escapes of prisoners, and three other defendants who were jointly convicted with applicant, having heretofore been pardoned for reasons deemed sufficient: Conditional pardon granted July 17, 1912, effective August 1, 1912.

**WALTER FENDRICH.**—Convicted of burglary and sentenced to five years imprisonment by Hillsborough County Criminal Court of Record, March Term, 1912. The Judge who sentenced applicant having written the Board that if, at the time of imposing sentence, he had been as well informed as to the mental condition and the family history of applicant as he since became, he would not have sentenced him to the penitentiary; the said Judge having further written that he is of the opinion that applicant was not mentally responsible for what he did, and recommended that he be granted a conditional pardon; and the State Prison Physician, after careful examination of applicant, having written the Board that applicant's mind is not as strong as that of an ordinary boy of his age, and that he appears humiliated and penitent; and applicant's mother having come before the Board and plead for an opportunity to take him back to her home in New York City as soon as he was released, and it being shown that applicant is a youth who stood well and had a good record in New York before he ran away from home and got into this trouble; and his prison conduct having been satisfactory: Conditional pardon granted July 17, 1912.

**WILL PERKINS.**—Convicted of murder in the second degree and sentenced for life by Bradford County Circuit Court, Spring Term, 1896. The Circuit Judge for that jurisdiction having written the Board that, "I am satisfied clemency should be shown and I recommend his pardon, satisfied, as I am, that he has been sufficiently punished;" and one of the Supervisors of State Convicts, after careful investigation, having written the Board that throughout the sixteen years of applicant's imprisonment

his conduct had been uniformly good, that he deserved clemency and gave good promise of leading a useful and law-abiding life if released; and applicant being about sixty-five years old and having been a full trusty for a number of years past: Conditional pardon granted July 17, 1912, effective August 1, 1912.

J. F. ROSE.—Convicted of bigamy and sentenced to five years' imprisonment by Taylor County Circuit Court, Fall Term 1910. It being shown that several years before applicant's trial and conviction, he had been compelled by justifiable circumstances to leave his wife because of her evil conduct, and after leaving her, his said wife wrote to him that she had secured a divorce from him, which information, while not true, led applicant to marry another woman, after which the first wife went to him and made certain demands upon him for money and property and caused his arrest and conviction; and it appearing that aside from this trouble, applicant has been an industrious, law-abiding and useful citizen; and the Board being satisfied from reliable information received that his first wife was, in fact, a vicious and degraded character; and applicant's prison conduct having been excellent; and his pardon being prayed for by many excellent citizens of Taylor County, who said that they would be pleased to have him return amongst them as a citizen; and it being shown that his health was very poor: Conditional pardon granted July 17, 1912, effective August 1, 1912.

EARL GRAY.—Convicted upon three charges of petty larceny and sentenced to terms aggregating three years by the County Judge's Court of Franklin County, April 27, 1911. Dr. B. J. Bond of Tallahassee appeared before the Board and stated that he and Dr. F. C. Moor had made a careful examination of applicant and found that he had tuberculosis of the lungs and that his confinement in the prison camp would constitute a serious menace to other prisoners confined with him. Upon careful examination of the sentences imposed upon applicant, it appeared to the Board to be quite doubtful whether he had been legally sentenced for terms which would exceed in the aggregate eighteen months. It also appeared that applicant had actually served eighteen months imprisonment, and Dr. Bond stated that he was not in physical condition to do any considerable manual labor. Upon consideration of

all of the facts submitted: Conditional pardon granted October 17, 1912.

JOE VANN.—Convicted of unlawfully selling liquor and sentenced to three months imprisonment by the County Judge of Leon County, June 26, 1912. It being shown by a certificate from a practicing physician that applicant was "totally incapable of doing manual labor of any kind on account of his being afflicted with asthma and dropsy," and that he was sixty-four years old; and the County Judge and prosecuting Attorney and the Sheriff of Leon County having petitioned that he be granted a conditional pardon because of his physical infirmities; and it appearing that he has served four months of his six months sentence and that he would probably die in jail for want of proper medical attention if not released: Conditional pardon granted October 30, 1912.

C. B. CLARK.—Convicted of assault to murder and sentenced to five years' imprisonment by Lafayette County Circuit Court, Spring Term, 1905, his prison service having commenced in 1910. It being shown that there was great provocation for the offense which he committed, and although he shot at a man, the man was not hit nor injured; and all but one of the jurors and the county officials of Lafayette County having petitioned for clemency to applicant; and the special attorney who prosecuted him, having declared that he believed the punishment already received was sufficient to meet the demands of justice; and it appearing that he was only seventeen years old at the time of his offense and that the offense grew out of jealousy, apparently well founded, of his wife; and his prison conduct having been excellent: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

THEODORE CASTELLI.—Convicted of maliciously threatening to injure another, and sentenced to two years' imprisonment by Dade County Criminal Court of Record, December Term, 1911. It appearing that applicant is a foreigner and that his offense consisted of sending a threatening letter, for which there was considerable provocation, and that the trial judge and prosecuting attorney and Mayor and other citizens of Miami; all the County officers of Dade County and other registered voters of Ojus and Hallandale, near which places he lived, having written the

Board that they thought he had been sufficiently punished for his offense; and both his prison conduct and his former reputation having been good: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**YORK HAYES.**—Convicted of rape upon a negress twenty-five years old, with a recommendation to mercy and sentenced to life imprisonment by Jackson County Circuit Court, Fall Term, 1897. It appearing that applicant had been in the State prison for fifteen years; that throughout such period his conduct had been exemplary, and it being shown that the woman alleged to be his victim was of bad repute and had been applicant's paramour, and this application for clemency being strongly recommended by two of the State Supervisors of Convicts, after extended investigation: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**NOBLE SCOTT.**—Convicted of murder, first degree, and sentenced to be hung (later commuted to life imprisonment) by Dade County Circuit Court, Fall Term, 1904. It being shown to the Board's satisfaction that, while applicant was present at the murder for which he was convicted, he was, in fact, scarcely more than a looker-on, which was attested by letters from the trial Judge and the State Attorney; and that the law has been vindicated by the punishment of the real murderers, one having been hung and the other being imprisoned for life; and one of the Supervisors of State Convicts, after careful investigation, having informed the Board that he thinks applicant was in no sense guilty of murder; and his prison conduct having been good throughout the term of his service: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**STEVEN COLSON.**—Convicted of murder; second degree, and sentenced to life imprisonment by Taylor County Circuit Court, Fall Term, 1895. It appearing that applicant had actually served seventeen full years in prison and had sustained a good prison record, which, with the gain-time thereby earned, would constitute about twenty prison years of service; that the murder of another negro for which he was convicted resulted from a row about applicant's wife, and there appearing to have been much

justification for his deed; and the Board having received a very strong petition asking his pardon on the ground that he has been amply punished: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**WILL MARTIN.**—Convicted of assault with intent to commit manslaughter and sentenced to eighteen months' imprisonment by Columbia County Circuit Court, Spring Term, 1912. Upon the strong recommendation of the Circuit Judge who tried him, of the State Attorney who prosecuted him, of four of the six trial jurors, of the County officers and many citizens of Columbia County, who represented that applicant's offense grew out of a church row in which he had much provocation for his assault, and that he enjoyed an excellent prior reputation, and his prison conduct having been good: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**MACK WILSON.**—Convicted of rape with recommendation to mercy and sentenced to life imprisonment by Bradford County Circuit Court, Spring Term, 1910. Upon the recommendation of numerous responsible parties familiar with this case; upon new evidence brought before the Board which was not before the trial court; and upon the recommendation of nine of the trial jurors, the sheriff of Bradford County and the Chairman of the Board of County Commissioners, and it appearing that applicant's prison conduct has been especially meritorious: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**JAMES F. STEWART.**—Convicted of grand larceny and sentenced to two years' imprisonment by St. Johns Circuit Court, Fall Term, 1911. It appearing that owing to applicant's good prison conduct, his term of imprisonment would expire in about two months; that he enjoyed an excellent reputation prior to this trouble; that his pardon was strongly recommended by all the parties who were injured by his offense, and the Board having assurances that he had repented his crime and would make a good citizen if extended clemency: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**MOSES JOHNSON.**—Plead guilty of assault to murder and sentenced to ten years' imprisonment by Taylor County Circuit Court, Fall Term, 1906. It being shown that applicant was only sixteen years old at the time of his crime; that nobody was hurt thereby; that he had no counsel at his trial; that the affair occurred during a negro skin game; that applicant is now twenty-three years old and has served over six years of his ten years' sentence, and that his prison record has been excellent: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**ROSA LIVINGSTON.**—Convicted of murder, second degree, and sentenced for life by Washington County Circuit Court, Fall Term, 1904. Upon recommendation of the Circuit Judge who sentenced her, and of the State Attorney who prosecuted her, it appearing from their letters that there was considerable degree of self-defense in the crime which was committed; and her prison record having been excellent, and there being assurances before the Board that she will demean herself as a law-abiding person if granted clemency: Conditional pardon granted November 13, 1912.

**HENRY BURKE.**—Convicted of murder, second degree, and sentenced for life by Hamilton County Circuit Court, Fall Term, 1900. The State Attorney who prosecuted applicant having written a strong letter urging that he be pardoned and expressing the opinion that he has been sufficiently punished for his offense, and stating that the killing was purely accidental; and the prison Hospital Physician having certified in writing that applicant had an incurable organic heart lesion, which prevented laborious work; and his prison conduct having been good throughout his service: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**ROBERT J. MICKLER.**—Convicted of manslaughter and sentenced to five years' imprisonment by St. Johns County Circuit Court, Fall Term, 1910. The Board having carefully investigated this application, and it appearing that the Circuit Judge who sentenced applicant and the State Attorney who prosecuted him, unqualifiedly recommended that he be pardoned; that he is an elderly white man who had always borne a good reputation in St. Augustine;

that the evidence showed that he endeavored to avoid the trouble which culminated in his offense, and that he had good reason to believe that the homicide which he committed was being done in self-defense, and his prison conduct having been good: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**BILL HICKS.**—Convicted of murder, first degree, with recommendation to mercy and sentenced for life by Jackson County Circuit Court, Fall Term, 1902. It appearing that applicant was at least seventy years old; that he was placed in jail in 1901 and sent to the penitentiary in 1902, thereby serving eleven full years' imprisonment; and that his prison conduct has been especially meritorious, it being shown that he prevented the escape of fifteen prisoners by giving information to the authorities; and it also being shown that his health had broken; and it appearing to the Board that under all the circumstances, there having been provocation for the crime which he committed, applicant had been amply punished for his offense: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

**SHERRON HARRELL.**—Convicted of petty larceny and sentenced to pay a fine of forty dollars and costs, or be imprisoned in the County jail for four months by the Suwannee County Circuit Court, Spring Term, 1912. It being shown to the Board that applicant was only twelve years old when his alleged offense occurred, and new evidence having been submitted to the Board which was not produced at the trial, tending to show that another party than applicant was guilty of the larceny charge; and an exceptionally strong petition praying that applicant be pardoned and that his fine and costs be remitted, having been presented, the petitioners stating that they feel there has been a miscarriage of justice in this case: Conditional pardon and remission of fine and costs granted November 13, 1912.

**W. D. WHITTINGTON.**—Plead guilty of receiving stolen property and sentenced to one year imprisonment by Calhoun County Circuit Court, Spring Term, 1912. It being shown that stolen property received by applicant was valued at about seven dollars; that it was stolen by applicant's brother without applicant's knowledge and re-



ceived by him at the request of his brother; that a few months prior thereto, applicant was seriously injured by falling timber and permanently injured both bodily and mentally thereby; and it being certified that applicant is now as helpless as a little child and in a pitiable condition mentally and physically; and the party from whom the goods were stolen and many other citizens having asked that he be pardoned, and applicant having served about seven months imprisonment as a Hospital subject: Conditional pardon granted November 13, 1912, to take effect December 1, 1912.

J. B. SALLAS.—Convicted of manslaughter and sentenced to nine years imprisonment by Walton County Criminal Court of Record, April Term, 1911. It being shown by official reports from the Superintendent of the State Prison Hospital, and by statements made to the Board by the Commissioner of Agriculture after personal investigation, that this applicant is now near death from the ravages of cancer; that he is totally unfit for prison service; that his disease constitutes a serious menace to other prisoners near whom he is confined; and it appearing that prior to the commission of this crime, he had borne a good reputation as a citizen; that there was apparently some provocation for his crime, which consisted of killing a man by shooting under his own house in the nighttime when he heard a noise there; and it being made to appear that applicant's family are able and anxious to have him at home in his dying days to administer such comforts as are possible in his condition, and his prison conduct having been good: Conditional pardon granted December 16, 1912.

CHRISTIAN TOWNSEND.—Plead guilty of fornication and sentenced to forty days imprisonment by Walton County Criminal Court of Record, January 6, 1913. Upon recommendation of the trial judge and the prosecuting attorney, who represent that applicant plead guilty and was sentenced to forty days in jail principally to be used as a witness against the man with whom she committed the offense, who was charged with a more serious crime; that she and the man have since married and that their intentions seem to have been good in the first place; and it appearing that if applicant is released she and her husband will go to Alabama, the latter's home, and reside;

and the petition for pardon being endorsed by the marshal of DeFuniak Springs, where applicant was arrested by the Clerk of the Court by which she was sentenced, and by others of good standing in that community: Conditional pardon granted January 22, 1913.

W. A. O'QUINN.—Convicted of manslaughter and sentenced to four years imprisonment by Orange County Circuit Court, Spring Term, 1910. Upon recommendation of the Circuit Judge who tried and sentenced applicant, of the State Attorney who prosecuted him and all members of the trial jury and of the sheriff, and upon a very large petition of citizens recommending that he be pardoned, as he is a young white man about twenty-six years old, of good parentage, who would probably make a good citizen if released, and that his health had become bad in prison work: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

DAVID M. THOMPSON.—Convicted of burglary and sentenced to five years imprisonment by Dade County Criminal Court of Record, May Term, 1909. Upon recommendation of the County Solicitor who prosecuted him, of the Sheriff of Dade County, of the gentleman whose store was burglarized, of the present State Attorney for that jurisdiction and upon petition of many citizens; and it appearing that applicant had served over three years of his five years sentence, that he is a young white man with a dependent family; and that his prison conduct has been excellent; and upon the showing made, the Board feeling that the demands of justice have been met by the punishment already inflicted upon him: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

J. C. PELT.—Convicted of manslaughter and sentenced to seventeen years imprisonment by Jackson County Circuit Court, Spring Term, 1909. Upon recommendation of the State Attorney who prosecuted applicant, of the private attorney who was employed to assist in the prosecution, and of all the jurors who convicted him; and it being represented that applicant was a very good citizen of Jackson County, and that the crime which he committed was probably not attended by any intention to kill; that there is strong reason to believe he will make a



good and useful citizen if pardoned, and his prison conduct having been satisfactory, and it being shown that his health had become very poor since his confinement; and his pardon being petitioned for by an unusually large number of substantial citizens of the community from which applicant was sentenced: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

EMMA ADAMS.—Convicted of manslaughter and sentenced to nine years imprisonment by Walton County Circuit Court, Spring Term, 1907. The Circuit Judge who sentenced applicant having written the Board that after reflecting upon this case, he thinks applicant should be released after serving five years imprisonment, and the State Attorney who prosecuted her having written that he had no objection to her being pardoned; and it appearing that she had served more than five years imprisonment; that she had a good prior reputation and that she made a good prisoner; and it being shown that there was considerable provocation for the crime which she committed: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

FRANK LUCKEY.—Convicted of highway robbery and sentenced to twenty-three years imprisonment by Escambia County Criminal Court of Record, September Term, 1903. Upon the strong recommendation of the County Solicitor who prosecuted applicant, of the State Senator for Escambia County and numerous lawyers and citizens of said County, who represented to the Board that the punishment imposed upon applicant was entirely too severe; and it being shown that he had served more than ten years in prison and that his conduct had been consistently good and marked by instances especially meritorious: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

HENRY BURNLEY.—Convicted of breaking and entering with intent to commit a felony and sentenced to five years imprisonment by Lake County Circuit Court, Fall Term, 1909. Upon recommendation of one of the Supervisors of State Convicts who reported to the Board a very unusual and commendable instance of especially meritorious conduct on the part of this applicant during his imprison-

ment, in preventing escapes of prisoners, in the course of which he received injuries which a physician has certified will permanently disable him; and it appearing that he has been a model prisoner and won the complete confidence of the prison officials who have known him; and applicant having served the greater part of the time for which he was sentenced; and it being shown that he was in a critical physical condition from the injuries which he received in preventing escapes of other prisoners: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

THOMAS FIELD.—Convicted of rape upon a negress and sentenced for life by Nassau County Circuit Court, Fall Term, 1898. It being shown that applicant's alleged victim was a dissolute young negress, that she was the only witness against him at the trial and that applicant sustained a splendid reputation for good prison conduct throughout the fourteen years of his imprisonment, and the application being strongly endorsed by two of the Supervisors of State Convicts as being a most deserving one: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

CHOICE WILLIAMS.—Convicted of murder, first degree, with a recommendation to mercy and sentenced for life by Jefferson County Circuit Court, Spring Term, 1905. Upon the recommendation of over one hundred reputable white citizens of Jefferson County, including a number of County officers; and several prominent Jefferson County people have come personally before the Board and stated that this old negro, now nearly seventy years of age, had always borne an excellent reputation, being peaceable, industrious and law-abiding; and the Board being assured that there was a considerable element of self defense in the homicide which he committed; and it being urged that the eight years imprisonment which he had served, constituted sufficient punishment for the crime which he committed, in view of the extenuating circumstances attending same, and his prison conduct having been excellent: Conditional pardon granted January 28, 1913, to take effect February 10, 1913.

MANUEL LANUEZ.—Plead guilty to carrying a concealed weapon and sentenced to pay a fine of one hundred dol-

lars and costs, or serve three months in jail, by Hillsborough County Criminal Court of Record, August Term, 1912. Upon strong recommendation from the Judge who tried and sentenced him, and the County Solicitor who prosecuted him, who unqualifiedly and urgently requested that he be relieved of the penalty imposed upon him for the reason that they believed his act was done without criminal intent, and that he is a young hard-working white man of good reputation, who has a widowed mother and five small sisters and brothers dependent upon him for support: Conditional Pardon granted January 28, 1913, to take effect February 10, 1913.

HILTON HOWARD.—Plead guilty of aggravated assault and sentenced to imprisonment for one year in the County jail by the County Court for Gadsden County, in May 1912. The County Commissioners of Gadsden County having written the Board that applicant "is a chronic in-a young white man of good family and excellent former valid and his further imprisonment will be a serious menace to his life;" and the County prosecuting Attorney having written that "applicant is suffering with tuberculosis and is unable to do anything at all, in fact in all probability is nearing the end, and having been sentenced the maximum penalty for the offense, and having served the majority of the time, and owing to his physical condition, I would recommend that the pardon be granted;" and the County Judge who tried and sentenced applicant having written that "from what I hear of the physical condition of Howard, I think it would be an act of humanity for him to be liberated." Conditional pardon granted February 6, 1913.

JESSE KINARD.—Convicted of the larceny of a horse and sentenced for two years by Sumter County Circuit Court, Spring Term, 1912. Upon recommendation of the Circuit Judge, who tried and sentenced applicant, who wrote that he believed "it would advance justice and tend toward encouraging reformation to grant him a pardon" and said Judge further advising that he "would have sentenced him to a less period but the statute controlled;" and the Board being impressed from information received that there was some ground for doubt that applicant had a guilty intent to steal the horse; and applicant being

reputation, who had conducted himself well as a prisoner; and a very large number of representative people, living in the section where he was raised and lived, including the Sheriff and a majority of the trial jury, having petitioned the Board to extend him clemency: Conditional pardon granted March 27, 1913, to take effect April 10th, 1913.

GEORGE GRANBERRY.—Convicted of highway robbery and sentenced for fifteen years by Dade County Circuit Court, Fall Term, 1901. This application having several times before been presented to the Board, and having been carefully considered; and the Circuit Judge, who tried and sentenced applicant, having recommended that he be pardoned; and it being shown by numerous excellent prison endorsements that he had been an exemplary, penitent and obedient prisoner throughout the period of more than eleven years that he had served; and the evidence against him having been almost entirely circumstantial and not of a very respectable character; and applicant now having served about three-fourths of the time imposed upon him: Conditional pardon granted March 27, 1913, to take effect April 10th, 1913.

J. N. MEEKS.—Convicted of obtaining property by a false pretense and sentenced for three years by Madison County Circuit Court, Spring Term, 1911. It appearing that applicant purchased a mule and in part payment therefor, gave a mortgage on certain other live stock which he claimed to own; and there being much divergence in the evidence as to whether or not he did own the mortgaged live stock; and applicant being only eighteen years old at the time; and it being represented to the Board that there was very strong pressure brought to secure his conviction, that the parties from whom he obtained the mule, got it back, and that applicant has now served the larger part of the sentence imposed upon him, and the Clerk of the Court and the State Attorney having both strongly recommended that he be pardoned; and his prison conduct having been excellent; and a very strong petition from citizens of Madison and Suwannee Counties having been presented, urging that he be pardoned: Conditional pardon granted March 27, 1913, to take effect April 10th, 1913.

J. F. HAZEN.—Convicted of manslaughter and sentenced

for seven years by Bradford County Circuit Court, Fall Term, 1911. Upon a strong recommendation from the State Attorney, who prosecuted this applicant, which was concurred in by the Circuit Judge who tried and sentenced him, and upon the recommendation of a majority of the jurors who convicted him; and it being shown that applicant was in a very weak physical condition, that he had behaved himself well as a prisoner; and that there was a great deal of provocation for the homicide which he committed; and an unusually strong petition from the people where he has lived having been presented, representing to the Board that applicant has been amply punished for his offense and that the circumstances of his case appeal strongly for the exercise of clemency: Conditional pardon granted March 27, 1913, to take effect April 10th, 1913.

**SIMON WRIGHT.**—Convicted of murder in the first degree with a recommendation to the mercy of the Court and sentenced for life by Columbia County Circuit Court, Fall Term, 1901. This applicant having been convicted on testimony which was either circumstantial or of doubtful credibility, and six members of the bar of Lake City, who heard the trial, having written the Board that after hearing the testimony, they had very serious doubt of applicant's guilt and that he established an almost complete alibi; and this application for pardon being strongly endorsed by reputable citizens of Columbia County, including the Clerk of the Circuit Court, the Foreman and one other member of the trial jury, the County Judge and other officers of Columbia County; and applicant having sustained an excellent prison record throughout his confinement of more than eleven years; and it appearing that under all of the circumstances of this case, the demands of justice had been met by the punishment already inflicted upon applicant: Conditional pardon granted March 27, 1913, to take effect April 10th, 1913.

**JIM SANSOM.**—On March 27th, 1913, the Governors submitted to the Board of Pardons, a communication which he had received from a majority of the Board of County Commissioners for Calhoun County, reading as follows:

"On the 24th day of December 1912, one Jim Sansom was sentenced in the County Judge's Court of this County.

on a charge of petit Larceny, to serve six months in jail. Said Sansom was leased out, but on account of having the dropsy could not work and was therefore returned to the county.

"This man being on the expense of the County and not being in position to get the diet and medical attention he should have, we recommend that you either pardon or parole him."

It was thereupon ordered that a conditional pardon be granted to the said Jim Sansom.

#### SENTENCES COMMUTED.

**ROBERT JOHNSON.**—Convicted of assault with intent to murder and sentenced to ten years imprisonment by Dade County Circuit Court, Spring Term, 1905. Upon recommendation of the Circuit Judge who tried and sentenced him, and upon a satisfactory showing that applicant had very considerable provocation for the crime which he committed, his victim having just prior thereto betrayed and robbed him, and that his prison conduct has been exemplary throughout his service of more than six years: Sentence commuted July 6, 1911 to expire December 23, 1911, provided his prison conduct remained exemplary.

**BERTHA SPENCER.**—Convicted of murder second degree and sentenced for life by Jackson County Circuit Court, Fall Term, 1905. Upon recommendation of one of the Supervisors of Convicts who has fully investigated her case and reported that at her trial she had no counsel and was very ignorant; that her crime consisted of throwing a newly born illegitimate babe into a well because of fear of her family; and the prison officials who have had charge of her having submitted strong testimony as to her industry, faithfulness and general good conduct, and asking that she be granted clemency both because of her excellent prison record and because they thought the demands of justice had been met in her case: Sentence commuted July 6, 1911, to expire December 20, 1911, provided her prison conduct remains exemplary.

**CHARLES JOHNSON.**—Convicted of murder first degree and sentenced to be hung (subsequently commuted to life

imprisonment) by Lake County Circuit Court, Spring Term, 1896. It appearing from documents filed in this case at the time the death sentence was commuted to life imprisonment that the Circuit Judge, State Attorney, Clerk of the Circuit Court and the Sheriff all had serious doubts as to the applicant's guilt of murder and that the Sheriff at that time stated that evidence discovered after the trial showed clearly that applicant acted only in self defense; and it appearing that throughout fifteen years of service in prison his conduct has been excellent, he having for a long time been a trusty; and it appearing that on several occasions he has prevented escapes of prisoners, and that he is now an old man and has become a cripple for life, and is a consumptive: Sentence commuted July 6, 1911 to expire December 20, 1911, provided his prison conduct remains exemplary.

ROBERTSON MYERS.—Convicted of carrying a concealed weapon, and sentenced to pay a fine of One Hundred Dollars and costs by County Judge's Court of Marion County, April 28, 1911. Upon written recommendations from the Sheriff, Clerk Circuit Court, Tax Collector and other officers and numerous highly respected citizens of Marion County, who advised that applicant was a ferryman who had been led to believe that as ferryman he had a right to carry a pistol, and was actually carrying same on his ferry boat and that there is no reason to believe that applicant had any mischievous or unlawful intent or purpose in so carrying a pistol; and it being shown that he was considered a law abiding citizen: Sentence commuted July 6, 1911, to payment of a fine of \$25.00.

CLARENCE E. SINEATH.—Convicted of Grand Larceny and sentenced to three years imprisonment by Duval County Criminal Court of Record, December Term, 1910. Upon request of this boy's mother, which was strongly endorsed by the Woman's Club of Jacksonville, and it appearing that the boy was about fifteen years of age and that there was probably a good chance of reforming him into a good citizen if removed from the demoralizing atmosphere of a State Prison: Sentence commuted so that applicant be required to serve the remainder of his term in the State Reform School near Marianna.

JOE SHACKLEFORD.—Convicted for unlawfully selling whiskey and sentenced to eight months imprisonment by

County Court for Washington County, April Term, 1911. Upon recommendation of the Judge who tried and sentenced applicant, of the Clerk of the Court, both of whom very strongly endorsed this application; and it appearing that the last Legislature after this applicant's conviction made the maximum penalty for the first offense of this nature six months imprisonment thus declaring it to be the policy of the State to impose only six months imprisonment for such first offense; and it appearing that this was applicant's first offense and that it was not an aggravated case, and the trial judge having written that he considered the sentence of eight months to be excessive: Sentence commuted October 5, 1911, to a sentence of six months imprisonment.

ISADOR BARNETT.—Convicted of larceny and carrying concealed weapons, and sentenced to twelve months' imprisonment by Duval County Criminal Court of Record, March Term, 1911. Upon recommendation of the County Solicitor who prosecuted him; and it appearing that at the time of applicant's conviction he was only fourteen years old; that he had served the larger part of his sentence; and it appearing that if released his parents are in position and are willing to make him work and live respectably: Sentence commuted October 5, 1911, to expire December 20, 1911.

J. B. AUSTIN.—Convicted of assault and battery and sentenced to pay a fine of \$300.00 and costs or serve five months' imprisonment by Court of the County Judge of Hamilton County August 23, 1911. Upon recommendation of the County Commissioners, the Members of the County School Board and the County officers, the State Senator and the Representatives of Hamilton County, the Chief of Police and City Clerk of Jasper and about 200 citizens of the County; and it appearing that applicant's son, about thirteen years old, came to applicant badly cut and stated that the cutting had been done by the man who was assaulted; that applicant thereupon went to said man and remonstrated with him about the cutting of applicant's boy; that a quarrel ensued, resulting in a fight; and it appearing that the County Judge denied applicant a change of venue, which was prayed for on the ground that said Judge was prejudiced against applicant; and it being represented that said County Judge imposed sen-

tence without hearing any evidence upon applicant's plea of nolo contendere; and it appearing to the Board that upon the showing made, the sentence imposed was excessive: Sentence commuted January 4, 1912, to a fine of \$100.00 and costs.

**TOM BARGESSER.**—Convicted of being a liquor dealer and sentenced to one year imprisonment by the County Court for Polk County, May Term, 1909. It appearing that the sentence imposed upon applicant did not permit the alternative of paying a fine; and the trial Judge and Sheriff and all of the County Commissioners of Polk County having petitioned the Board to commute the sentence so as to permit applicant to pay a fine of \$500 in satisfaction of said sentence; and applicant having deposited such sum of \$500 in the hands of the Sheriff of Polk County awaiting action of this Board; and it appearing that applicant had moved to Hillsborough County where he was engaged in a lawful and useful business, that he has an invalid wife and has suffered serious illness in his family; and the officers of Polk County seeming to be satisfied that the commutation asked for would satisfy the demands of justice and would itself be an act of justice: Sentence commuted January 4, 1912, to a fine of \$500.

**HENRY N. GAYLORD.**—Convicted of carrying a concealed weapon and sentenced to pay a fine of \$100 and costs or serve three months in jail by the Justice of the Peace for the Fourth Justice District of Suwanee County, February 6, 1912. The Justice who sentenced applicant and four of the six jurors who convicted him and a great number of citizens of Suwanee County having petitioned the Board to relieve him of a part of the said sentence; and the sentence imposed being the minimum allowed by law; and it having been satisfactorily shown to the Board that applicant had always been a law-abiding and hard working man; and it appearing that this charge against him was preferred over a year after the said offense was committed, by a man with whom he had had a dispute: Sentence commuted July 17, 1912, to a sentence that he pay a fine of ten dollars and costs or serve one month in jail.

**H. F. HINSON.**—Convicted of grand larceny and receiving stolen goods and sentenced to eighteen months im-

prisonment by Duval County Criminal Court of Record, February Term, 1911. It being shown that at the August Term, 1909, of said court applicant was convicted upon the said charge and sentenced to pay a fine of \$900 and costs or to serve eighteen months imprisonment; that he appealed from said conviction and sentence to the Supreme Court; that the Supreme Court reversed the said judgment and granted him a new trial; and that upon such second trial he was again convicted and was sentenced by the court to serve 18 months imprisonment without being allowed the alternative of paying a fine; and applicant having appealed to this Board to restore him to the status which he held after his first conviction, from which he sought relief by appeal to the tribunal provided by law; and, upon consideration of the whole case, it appearing to the Board to be only just and fair that applicant be not required to suffer for having exercised the right of appeal guaranteed by law, and that it would be only fair to applicant to grant him the alternative of paying the fine and costs in accordance with the terms of the court's judgment after his first conviction for the same offense: Ordered July 17, 1912, that upon payment by applicant to the Sheriff of Duval County for the use of the Fine and Forfeiture Fund of said County of that proportionate part of the sum of \$900 and the costs of the case as the time of his sentence which he had not yet served in the State Prison bears to the period of 18 months for which he was sentenced, applicant shall be discharged from further imprisonment.

**HUGO B. EBY.**—Plead guilty of carrying concealed weapons and sentenced to pay a fine of \$100 and costs or serve six months in jail by the County Judge of Marion County, April 15, 1912. The County Judge who sentenced applicant having made a written recommendation that "upon the payment of costs that Mr. Eby be relieved of the payment of the fine imposed upon him;" and it appearing that applicant is a young white man of excellent standing in Marion County; that he was not in the habit of carrying a pistol; and that the offense causing his conviction arose during a period of excitement in his community; and the Board feeling that the demands of Justice would be served by a reduction of the penalty imposed, which was the minimum allowed by law: Sen-

tence commuted July 17, 1912, to a fine of \$50.00 and costs or three months in jail.

ARTHUR GREENOBLE.—Convicted of practicing medicine in Monroe County without a certificate of qualification by Criminal Court of Record for Monroe County, July Term, 1912. Upon the recommendation of the County Solicitor, who prosecuted applicant, of the Mayor of Key West, of five of the six trial jurors, of the State Senator and both Representatives from Monroe County, and of several hundred citizens of Key West urging that clemency be extended to applicant, it was resolved to be the sense of the Board that the said sentence be commuted to a sentence that he serve a term of two months' imprisonment and pay a fine of \$100; and it was further ordered that if applicant had already served more than two months in prison the excess of time which he had so served in addition to such two months be proportionately credited to him upon the amount of the fine which he was required to pay. This commutation was granted strictly upon the condition that applicant should thereafter lead a sober, peaceable and law-abiding life, especially with reference to the law of Florida relating to the practice of medicine. So ordered October 8, 1912.

CHARLES JACKSON.—Convicted of assault to rape upon a negress and sentenced to twenty years' imprisonment by Sumter County Circuit Court, Fall Term, 1897. One of the Supervisors of Convicts who had carefully investigated this applicant's case, having strongly recommended applicant as worthy of the Board's clemency and reported that his conduct had been especially meritorious, and that he had served more than fifteen full years of imprisonment; and it appearing that if he had enjoyed the benefit of the gain time allowed by Chapter 6177, Acts of 1911, his good behavior as a prisoner would have caused his sentence to expire in July, 1910, whereas, under the gain time law in force when he was sentenced, his sentence still has some time to run: Ordered November 13, 1912, that in consideration of applicant's good prison conduct, his sentence be commuted to expire December 1, 1912.

DEMO GEORGE.—Convicted of unlawfully selling liquors and sentenced to pay a fine of \$500 and costs or serve six months imprisonment by the County Judge of Franklin

County in September 1912. It being shown to the Board that at or about the same time the County Judge of Franklin County sentenced six or eight other defendants for the crime of unlawfully selling intoxicating liquors and imposed upon each of them a sentence similar to the sentence in this case, but that subsequently said County Judge released most of the other defendants upon the payment of a fine of \$250; and petitions having been presented to the Board signed by numerous leading citizens of Apalachicola and Carrabelle, urging that there was no just ground for discrimination against this applicant, and that the Board extend to him the same consideration which had been shown to the other defendants above mentioned; and it being satisfactorily shown that applicant is a thrifty, hardworking and generally law-abiding Greek citizen of Franklin County: Sentence commuted November 13, 1912, to payment of a fine of \$250 and costs or three months imprisonment.

JIM DAYE.—Convicted of unlawfully selling liquors and sentenced to pay a fine of \$500 and cost or serve six months imprisonment by the County Judge of Franklin County in September, 1912. It being shown to the Board that at or about the same time the County Judge of Franklin County sentenced six or eight other defendants for the crime of unlawfully selling intoxicating liquors and imposed upon each of them a sentence similar to the sentence in this case, but that subsequently said County Judge released most of the other defendants upon the payment of a fine of \$250; and petitions having been presented to the Board signed by numerous leading citizens of Apalachicola and Carrabelle, urging that there was no just ground for discrimination against this applicant, and that the Board extend to him the same consideration which had been shown to the other defendants above mentioned; and it being satisfactorily shown that applicant is a thrifty, hardworking and generally law abiding citizen of Franklin County: Sentence commuted to payment of a fine of \$250 and costs or three months imprisonment.

ROBERT GLOVER.—Plead guilty of breaking and entering a store building with intent to commit a misdemeanor and sentenced to three years imprisonment by Jackson County Circuit Court, Fall Term, 1911. The owner of the store having written the Board that he never prose-

cuted applicant because he did not believe applicant should have been prosecuted for the offense charged; that applicant was accustomed to go into his store and that he had permission to do so; that on this occasion applicant went into the store in the day time in view of numerous people; that the breaking consisted merely in pushing the door open, which applicant and other negroes frequently did with his consent; that on the occasion in question, applicant did take a pistol from the store but sometime thereafter returned it, and the owner has much doubt whether there was any idea of theft in applicant's mind; that at any rate he thinks applicant has been sufficiently punished and wishes him pardoned; that applicant had always borne a very good reputation in the community; and the State Attorney having written that he thinks the sentence was severe in view of these facts; and applicant's prison conduct having been good: Sentence commuted November 13, 1912, to a sentence of imprisonment for one year.

ISAAC GREEN.—Convicted of murder in the second degree and sentenced for life by Hamilton County Circuit Court, Spring Term, 1898. It being satisfactorily shown that this prisoner's conduct has been of the very best throughout the full fourteen years of his imprisonment, and his application for clemency being very strongly endorsed by one of the State Supervisors of Convicts, who has carefully investigated his case and informed the Board that applicant's excellent record should entitle him to favorable consideration, it was deemed to be the sense of the Board that the sentence imposed upon applicant should be commuted to a sentence of imprisonment for twenty years; and it appearing that if he had enjoyed the benefit of the gain time allowed by Chapter 6177, Acts, of 1911, under such commutation of sentence his good behavior as a prisoner would have caused his sentence to expire in March, 1911, whereas, under the gain time law in force when he was sentenced his term under the commutation would still have some time to run, it was thereupon ordered November 13, 1912, that his said sentence be commuted to expire December 1, 1912.

THOMAS DOUGLASS.—Convicted of fishing in violation of law and sentenced to sixty days' imprisonment by Volusia County Criminal Court of Record, December Term,

1911. It being shown that when slightly more than half of said prison sentence had been served by applicant he furnished a supersedeas bond for appeal to Circuit Court, and was released upon such bond; that later said appeal was dismissed; and that unless otherwise ordered by the Board of Pardons applicant would within a few days be remanded to serve the remainder of the above mentioned prison sentence; and it appearing that he was not given the alternative of paying a fine; and all of the jurors who found him guilty having written to the Board asking that he be now granted a pardon; and it having been stated to the Board by his attorney that said jurors informed him that they would not have returned a verdict of guilty had they believed a prison sentence would have been imposed upon applicant; and it being further stated to the Board that it had been the custom in the said Court to punish similar violations of the law by allowing them the alternative of paying fines and costs; and the Board being assured that applicant is a young white man of good standing in the community: It was resolved that as applicant has already served more than half of the prison sentence imposed upon him, the interests of justice will be satisfied by commutation of said sentence to the payment of a fine of \$50 and costs; and it was further ordered that in the settlement of said fine and costs the proper officer of Volusia County shall allow to applicant credit upon the aggregate amount of such fine and costs equivalent to the proportion of such fine and costs that the time already served by applicant in prison bears to the term of the sentence of sixty days imposed upon him, as is contemplated by Chapter 6176, Acts of 1911, on account of the time already served in prison. So ordered December 19, 1912.

J. HENDERSON.—Convicted of fishing in violation of law and sentenced to sixty days imprisonment by Volusia County Criminal Court of Record, December Term, 1911. It being shown that when slightly more than half of said prison sentence had been served by applicant, he furnished a supersedeas bond for appeal to the Circuit Court, and was released upon such bond; that later said appeal was dismissed; and that unless otherwise ordered by the Board of Pardons applicant would within a few days be remanded to serve the remainder of the above mentioned



prison sentence; and it appearing that he was not given the alternative of paying a fine; and all of the jurors who found him guilty having written to the Board asking that he be granted a pardon; and it having been stated to the Board by his attorney that said jurors informed him that they would not have returned a verdict of guilty had they believed a prison sentence would have been imposed upon applicant; and it being further stated to the Board that it had been the custom in the said Court to punish similar violations of the law by allowing them the alternative of paying fines and costs; and the Board being assured that applicant is a young white man of good standing in the community: It was resolved that as applicant has already served more than half of the prison sentence imposed upon him, the interests of justice will be satisfied by commutation of said sentence to the payment of a fine of \$50 and costs; and it was further ordered that in the settlement of said fine and costs the proper officer of Volusia County shall allow to applicant credit upon the aggregate amount of such fine and costs equivalent to the proportion of such fine and costs that the time already served by applicant in prison bears to the term of the sentence of sixty days imposed upon him, as is contemplated by Chapter 6176, Acts of 1911, on account of the time already served in prison. So ordered December 19, 1912.

EVERETT WEBB.—Convicted of fishing in violation of law and sentenced to sixty days imprisonment by Volusia County Criminal Court of Record, December Term, 1911. It being shown that when slightly more than half of said prison sentence had been served by applicant, he furnished a supersedeas bond for appeal to Circuit Court, and was released upon such bond; that later said appeal was dismissed; and that unless otherwise ordered by the Board of Pardons applicant would within a few days be remanded to serve the remainder of the above mentioned prison sentence; and it appearing that he was not given the alternative of paying a fine; and all the jurors who found him guilty having written to the Board asking that he be now granted a pardon; and it having been stated to the Board by his attorney that said jurors informed him that they would not have returned a verdict of guilty had they believed a prison sentence would have been imposed

upon applicant; and it being further stated to the Board that it had been the custom in the said Court to punish similar violations of the law by allowing them the alternative of paying fines and costs; and the Board being assured that applicant is a young white man of good standing in the community: It was resolved that as applicant has already served more than half of the prison sentence imposed upon him, the interests of justice will be satisfied by commutation of said sentence to the payment of a fine of \$50 and costs; and it was further ordered that in the settlement of said fine and costs the proper officer of Volusia County shall allow to applicant credit upon the aggregate amount of such fine and costs equivalent to the proportion of such fine and costs that the time already served by applicant in prison bears to the term of the sentence of sixty days imposed upon him, as is contemplated by Chapter 6176, Acts of 1911, on account of the time already served in prison. So ordered December 19, 1912.

CLYDE ARNETTE.—Convicted of embezzlement and sentenced for one year and in addition thereto, to pay a fine of \$100.00 and costs or serve six months additional imprisonment, by Escambia County Court of Record, July Term, 1912. Upon recommendation of the County Solicitor who prosecuted applicant, of a large number of other officers of Escambia County and the City of Pensacola, and upon an unusually strong petition, signed by representative and substantial citizens of Pensacola, advising the Board that applicant is humiliated and penitent, that he enjoyed an excellent reputation before this trouble and is deserving of another opportunity to re-establish himself in the world; and his prison conduct having been good: Ordered January 28, 1913, that his sentence be commuted to a sentence of eight months imprisonment.

THOMAS FERRELL.—Convicted of unlawfully selling intoxicating liquors and sentenced to pay a fine of \$200.00 and costs, or serve six months imprisonment, by the County Court for Gadsden County, December 12, 1912. Upon the petition of a large number of excellent white citizens of Gadsden County, who state that they have known applicant all of his life, and that he is a young white man of excellent habits and reputation, hard working and attentive to his business; and it being also repre-



sented to the Board that applicant was believed to have been a tool of another person who was tried for the same offense and acquitted: Ordered March 15, 1913, that the sentence imposed upon applicant be commuted to a sentence that he pay a fine of \$100.00 and costs, or serve three months imprisonment.

W. S. HELTZEN.—Convicted of embezzlement and sentenced to pay a fine of \$1,000.00 and costs, or serve one year imprisonment by Orange County Criminal Court of Record, November 13, 1912. It appearing that applicant was a partner in a sawmill business with another gentleman; that the business was unprofitable; that a loan was negotiated with an Orlando Bank and the amount thereof placed to the credit of the partnership; that applicant drew checks against the deposit so made, the proceeds of which, in part at least, were applied to the obligations of the partnership; and that the use of the funds which applicant made, appears to have been in the nature of a misunderstanding of his rights thereto, from a business standpoint, more than an intention to criminally misappropriate said funds; and a strong petition having been presented, asking that clemency be extended to applicant; and applicant having personally appeared before the Board and made what appeared to be a frank statement of the entire transaction: Ordered March 27, 1913, that the above mentioned sentence be commuted to a sentence that applicant pay a fine of \$500.00.

#### DEATH SENTENCES COMMUTED.

WADE HAMPTON.—Convicted of murder in the first degree and sentenced to be hung by Orange County Circuit Court, Fall Term, 1910. Upon recommendation of the Circuit Judge who tried and sentenced applicant, who had written that, "what I have learned since the trial convinces me that the Board of Pardons might well commute his sentence to life imprisonment, I therefore recommend that the Pardon Board grant his prayer to the extent of imprisonment for life;" and eleven of the twelve jurors who convicted applicant having petitioned the Board to commute his sentence to life imprisonment; and a very

impressive petition to the same effect having been received from a large number of the best people of Orange County: Ordered May 11, 1911, that the said death sentence be commuted to a sentence of life imprisonment.

SAM MATHIS.—Convicted of murder in the first degree and sentenced to be hung, by Jackson County Circuit Court, Fall Term, 1911. It being shown that this applicant is a white man about fifty-eight years old; that before committing the crime for which he was convicted, he had all his life led a hard-working, industrious, peaceable and law-abiding life and been a good citizen, and that he enjoyed the confidence and respect of all his neighbors and associates; and it appearing from competent medical testimony that he is suffering from chronic appendicitis and hardening of the arteries and is in a state of extreme weakness and general debility and will probably not survive many months longer; and there having been presented to the Board certain evidence bearing upon his crime which was not admissible before the jury under the rules of evidence, such evidence tending to show extenuating circumstances; and the Circuit Judge who tried and sentenced applicant and eight of the twelve trial jurors having strongly recommended to the Board in writing that the death sentence imposed upon applicant, be commuted to life imprisonment; it was resolved to be the sense of the Board that, in view of all the circumstances presented, the demands of justice would be fully met by commuting the sentence of death imposed upon this applicant to a sentence of imprisonment for life, and it was so ordered June 11, 1912.

ABRAHAM BIBBS.—Convicted of murder in the first degree and sentenced to be hung by Santa Rosa County Circuit Court, Summer Term, 1912. Upon recommendation of the Circuit Judge who tried and sentenced applicant, and of the State Attorney who prosecuted him, who have written this Board that upon consideration of the facts of this case and of certain evidence affecting same which was not brought out at the trial, "they believe the ends of justice will be subserved by a commutation of the sentence from death to life imprisonment;" and all the County officers and many business men of Santa Rosa County having petitioned the Board to extend clemency to applicant; and the sheriff having come before

the Board and made a personal appeal in applicant's behalf, because of his expressed belief that applicant had not intended to kill his victim; and it being shown that applicant was a negro about twenty years old and that his crime consisted of the murder of a disreputable negress, resulting from a row at a negro festival at a low resort, the said woman having, on the same night, assaulted applicant; and applicant's conduct in jail having been excellent: Ordered July 17, 1912, that the said death sentence be commuted to a sentence of imprisonment for life.

LIGE M. BROWN.—Convicted of murder in the first degree and sentenced to be hung, by Alacahua County Circuit Court, Spring Term, 1912. It appearing that this applicant was convicted with two other negroes for the murder of a white man; that the two other negroes had been hung, and the Board being informed in writing by an officer of the law fully acquainted with the facts adduced at the trial that, "I do not think there is any evidence of the fact that he (applicant) was armed either before, at the time or after the shooting. In view of the fact that this negro has always borne a good reputation, as testified to by several gentlemen of the community in which he lived, there is a doubt existing in my mind as to whether or not this defendant was *feloniously present* at the time of the homicide. For this reason, I feel that this is a case for your consideration, and respectfully recommend that the above sentence be commuted to life imprisonment;" and, as the evidence adduced at the trial of the said negro bears out the facts thus expressed: Ordered November 13, 1912, that the said death sentence be commuted to a sentence of imprisonment for life.

JAMES WOODBURY.—Convicted of murder in the first degree and sentenced to be hung by St. Johns County Circuit Court, Fall Term, 1912. The Board having received a letter from the State Attorney who prosecuted this applicant, in which letter the Circuit Judge who tried applicant concurred, advising the Board that, "while Woodbury is a reasonable being with sufficient intelligence and understanding to distinguish between right and wrong, that his intelligence and mental development are of the lowest order, although of not such a low order as to amount to insanity. His manner and physical appear-

ance, especially the peculiar shape of his head, denote that;" and the said Judge and State Attorney for such reasons recommended that the death sentence imposed upon this applicant be commuted to a sentence of imprisonment for life: Ordered December 18, 1912, that the said death sentence be commuted to a sentence of imprisonment for life.

PINKEY JONES.—Convicted of murder in the first degree and sentenced to suffer the penalty of death by Santa Rosa County Circuit Court, Fall Term, 1912. The Circuit Judge, who tried and sentenced applicant, having written the Board that, "considering all of the testimony and circumstances in this case, I am strongly of the opinion that such commutation should be granted;" and the State Attorney, who prosecuted applicant, having written the Board that he thinks this is a case where mercy should be extended; and the Assistant State Attorney having written the Board that he is of the opinion that no mistake would be made in commuting said sentence to life imprisonment; and the applicant having submitted a petition, signed by a large number of citizens of Santa Rosa County, asking that such commutation of sentence be granted: Ordered February 25, 1913, that said death sentence be commuted to a sentence of life imprisonment.

#### FULL PARDONS.

J. D. HERRING.—Convicted of manslaughter and sentenced to pay a fine of one thousand dollars or serve three months' imprisonment by Hamilton County Circuit Court, Spring Term, 1911. One Wells married applicant's daughter. Two children were born to them. Wells then so cruelly mistreated his wife that she took refuge at applicant's home. Wells made repeated violent threats against the life of applicant and his family. Applicant forbade Wells from coming to applicant's home. At the time of the homicide Wells was at applicant's home against applicant's orders and making violent threats against applicant. Under such threats applicant shot Wells, who died. At the trial evidence of Wells' threats was ruled out. In view of these facts and upon the recommendation of every member of the trial jury which convicted him, of forty-

eight of the fifty-four jurors who served upon the several hearings of his case, of all the County Commissioners, all members of the School Board, all the County officers and 627 citizens of Hamilton County; and it appearing that applicant is now an elderly man, whose entire former life had been highly respectable and exemplary: Full pardon granted July 6, 1911.

**B. A. FRIZZELL.**—Convicted of carrying a concealed weapon and sentenced to pay a fine of one hundred dollars and costs, or serve three months' imprisonment, by Hillsborough County Criminal Court of Record October 3, 1910. The judge who tried and sentenced applicant having written the Board that, "there had been considerable shooting done with pistols near where this young fellow was arrested. He was found with an old pistol, and the evidence led me to believe he was the one who had been doing the shooting. After he had been sentenced I learned that he is a young man who had never been in any trouble, never drunk, and from the evidence that he submitted to me, I was convinced that he was simply taking this pistol to town to have it fixed, and I informed him and his father at the time that if they would make application for pardon, I would ask your Honorable Body to grant him a pardon, as I believe he had been unjustly sentenced; therefore I ask your Honorable Body to grant him a pardon, if under the circumstances you believe the same to be proper." Full pardon granted July 6, 1911.

**A. B. MOORE.**—Convicted of assault with intent to murder and sentenced to two years imprisonment by Polk County Circuit Court, Spring Term, 1911. The Circuit Judge who tried and sentenced applicant, having written the Board that in view of the evidence presented to him after applicant went to prison, he is satisfied that applicant should have "a free and full pardon;" and the State Attorney who prosecuted applicant having written that upon consideration of such evidence, produced since the trial, he thinks applicant should be pardoned; and it appearing both to the said officers of the trial court and to the Board of Pardons, upon consideration of all the evidence in this matter that applicant's conviction constituted a miscarriage of justice: Full pardon granted January 4, 1912.

## RESTORATIONS TO CITIZENSHIP.

**HENRY M. FARRIOR.**—Convicted of assault with intent to commit manslaughter and sentenced to pay a fine of \$750 and costs or serve one year imprisonment, by Washington County Circuit Court, Fall Term, 1905. Satisfactory evidence having been submitted to the Board that applicant promptly paid the fine when said sentence was imposed, and that he had since been a law-abiding, industrious and useful citizen, enjoying the respect of his fellows, and had been City Marshal of the town of Chipley for the last two years, and has proved himself to be competent, capable and thoroughly law-abiding, all of which was shown to the Board by abundant testimony: Pardon granted July 6, 1911, for the purpose of restoring the rights of citizenship:

**JAMES BACON.**—Convicted of receiving stolen goods and sentenced to one year imprisonment by Osceola County Circuit Court, Spring Term, 1895. It being satisfactorily shown that applicant served out his sentence years ago; and a number of the leading citizens of Punta Gorda, where he has since lived, having certified to the Board that for some years he has lived in that town as a peaceable, upright, industrious, trustworthy and law-abiding citizen: Pardon granted July 6, 1911, for the purpose of restoring the rights of citizenship.

**NEWTON V. WALDEN.**—Convicted of embezzlement and sentenced to five years imprisonment by Liberty County Circuit Court, Spring Term, 1902. It appearing from a petition addressed to the Board and signed by the County officers and a large number of prominent citizens of Liberty County, that since being released from the State prison upon a conditional pardon, this applicant has led a sober, peaceable and law-abiding life, and said petition praying that a full and free pardon be now granted to him to restore to him the rights of citizenship: Pardon granted January 4, 1912, for the purpose of restoring the rights of citizenship.

**JEFF HODGES.**—Convicted of manslaughter and sentenced to two years imprisonment by Nassau County Circuit Court, Fall Term, 1907, and granted a conditional pardon June 30, 1908. A petition having been presented to the Board, signed by many of applicant's neighbors.

certifying that he has lived in Bradford County during the three years since his conditional pardon was granted, and that during that time, applicant has married into a good and respectable family; that his behavior has been good and that he has lived an honest, peaceable, upright and law abiding life, and petitioners believe that he will hereafter make a good citizen: Pardon granted January 4th, 1912, for the purpose of restoring rights of citizenship.

JOHN H. JACKSON.—Convicted of the larceny of a domestic animal and sentenced to 18 months imprisonment by Citrus County Circuit Court, Fall Term, 1902. It being shown that applicant served the full term of his sentence years ago, and since completing such sentence, has lived a law abiding and industrious life, which was attested by a large petition signed by his neighbors in Hernando County: Pardon granted January 4th, 1912, for the purpose of restoring the rights of citizenship.

LAFAYETTE CLEMONS.—Convicted of manslaughter and sentenced to 7 years imprisonment by Hillsboro County Circuit Court, Fall Term, 1903, and granted a conditional pardon December 20th, 1906. It being satisfactorily shown that since applicant was granted a conditional pardon he has been constantly employed and is now foreman of a large lumber yard in Plant City; that he has been faithful and attentive to his duties; has demeaned himself as an honorable person, has been sober and industrious, has married and built a home: Pardon granted January 4th, 1912, for the purpose of restoring the rights of citizenship.

W. J. KNIGHT.—Convicted of assault with intention to commit manslaughter and sentenced to 18 months imprisonment by Alachua County Circuit Court, Fall Term, 1901, and granted a conditional pardon November 11th, 1902. The State Senator and a number of the County officers and other representative citizens, having written the Board that since being granted a conditional pardon applicant has led an exemplary life, taking an active interest in public affairs, accumulated property and paying taxes thereon, and by his conduct has demonstrated that he is entitled to be restored to all the rights of citizenship: Pardon granted January 4th, 1912, for the purpose of restoring the rights of citizenship.

JESSE LEE.—Convicted of the larceny of a cow and sentenced to two years imprisonment by Lee County Circuit Court, Spring Term, 1893. It being satisfactorily shown that applicant served the sentence imposed upon him and was duly released a number of years ago; and that since his release he has led a peaceable, law abiding and useful life and has been making a good citizen: Pardon granted April 4th, 1912, for the purpose of restoring the rights of citizenship.

JOE TOWNSEND.—Convicted of the larceny of a steer and sentenced to twelve months imprisonment by Lafayette County Circuit Court, June 15th, 1900. It being shown by certified copies of official records that applicant served the full period of his sentence and was lawfully discharged from prison a number of years ago; and the Sheriff and County Judge and several officers and a considerable number of citizens of Lafayette County having petitioned the Board that the rights of citizenship be restored, certifying that he has been a good and law abiding citizen since he served the above mentioned sentence: Pardon granted October 3, 1912, for the purpose of restoring the rights of citizenship.

JOHN B. BARBER.—Convicted of manslaughter and sentenced to three months imprisonment by Hillsboro County Circuit Court, Spring Term, 1911. It appearing from the certificates of numerous responsible citizens of Hillsboro County that applicant served the full period of his sentence and since said time had lived a quiet, peaceable, law abiding and industrious life: Pardon granted November 13th, 1912, for the purpose of restoring the rights of citizenship.

ARTHUR SCHLEMAN.—Convicted February 13, 1906, by Hillsboro County Criminal Court of Record, of maintaining a gambling house and sentenced to pay a fine of \$250.00 and costs, which was duly paid at the time. It being shown to the Board by written recommendations signed by the Sheriff of Hillsboro County, the Mayor, the President of the Board of Trade, the President of the City Council, the Chief of Police of Tampa, the County Judge and Clerk of the Circuit Court, the County Treasurer and other officers of Hillsboro County, that this applicant, since his conviction, has led a law abid-

ing life and for several years past has been Game Warden of Hillsboro County: Pardon granted November 13, 1912, for the purpose of restoring rights of citizenship.

JOHN L. BALLARD.—Convicted of petty larceny and sentenced to pay a fine and costs which were duly paid at the time by the County Judge of Lake County, April 8, 1907. It being shown that at the time of the trial there was considerable doubt of applicant's guilt; and the Sheriff, County Judge, Clerk of the Circuit Court, Tax Collector and numerous citizens of Lake County, having certified to the Board that since he was tried and paid the penalty imposed, he has always been a good, quiet and law abiding citizen, and is now: Pardon granted November 13, 1912, for the purpose of restoring the rights of citizenship.

G. H. COYLE.—Convicted of grand larceny and sentenced to two years imprisonment by Duval County Criminal Court of Record, Spring Term, 1909, and served his full term of imprisonment. It being shown to the satisfaction of the Board that since applicant completed his term of imprisonment he left the State of Florida and went to North Carolina where he secured and is now holding a position of trust and responsibility with one of the leading railroad companies of the South; and that he is making a good and useful citizen: Pardon granted November 13, 1912, for the purpose of restoring the rights of citizenship.

R. E. TOWNSLEY.—Convicted of petty larceny and sentenced to pay a fine of \$25.00 and costs or serve thirty days in jail by County Court of Hillsboro County, May 28th, 1898. It being shown that applicant paid the fine and costs imposed upon him and he having submitted a splendid endorsement, signed by leading citizens of Tampa, certifying that he has since led a peaceable and law abiding life and has earned the restoration of his civil rights: Pardon granted January 28th, 1913, for the purpose of restoring the rights of citizenship.

## PAROLES GRANTED.

HENRY WILLIAMS.—Convicted of assault with intent to murder and sentenced to five years imprisonment by Wakulla County Circuit Court, Fall Term, 1907. Upon recommendation of the State Prison Physician, who certified that applicant had chronic pleurisy and a cancer, which is not amenable to treatment, but is a perpetual menace to the inmates of the Prison Hospital where applicant was confined; and the records showing that his prison conduct had been good; and it being shown by evidence, not before the Court, that the assault, which he committed, was preceded by provocation which almost made a ground of self defense: The Board of Pardons on July 6th, 1911, recommended that the Board of Commissioners of State Institutions grant a parole to this applicant. The parole was granted.

J. E. BARROW.—Convicted of perjury and sentenced to five years imprisonment by Washington County Circuit Court, Spring Term, 1908. This application was before the Board at five former meetings and was very carefully considered. The Board entertained no doubt, that applicant properly convicted and justly sentenced for the grave offence of perjury. It was shown, however, that applicant is a very ignorant white man, who at the time very probably did not appreciate the seriousness of the crime which he committed. It was also shown that he was to some extent, swayed by prejudice and other influences partially responsible for his evil conduct. It was shown that he had been a faithful and obedient prisoner; that he was a hard-working man before this trouble; that he had a wife and several small children greatly in need of his support, and that the four years imprisonment he had served had taught him respect for the law and the sanctity of his oath. The Board of Pardons on April 4th, 1912, recommended that the Board of Commissioners of State Institutions grant this applicant a parole upon the stipulated conditions that he should lead a sober, peaceable and law-abiding life and that he should not be restored to the rights of citizenship. Such parole was granted.

EDWARD MILLSON and ROY McLAREN.—Plead guilty to charges of petty larceny in Duval County Criminal Court of Record March 3, 1913, and sentenced to be confined

in the State Reform School until twenty-one years old, or to be confined for three months in Duval County jail at hard labor. It appearing that applicants are young white boys, bright, intelligent, well trained, well behaved and had never been in trouble before; and the Acting County Solicitor and the Sheriff of Duval County and a number of benevolent and substantial citizens of Jacksonville having written the Board that the future usefulness and welfare of these boys will be promoted if they are not confined either in the State Reform School or in jail, but are paroled into the custody of some competent and reliable person or persons, who will look after their conduct and make report thereof to the Board periodically; and it appearing that it is feasible to make such an arrangement and that the best interests of the boys and of society will be served by so doing: Ordered March 27, 1913, that Edward Millson and Roy McLaren be paroled in the custody of Mr. J. H. McLaurin, of Jacksonville, Florida, pending their good behavior; and that Mr. McLaurin be requested to report to this Board at least once every three months upon the conduct of the boys and as to what they are doing.

NICK SCHIPMAN.—On March 27, 1913, correspondence was submitted to the Board from the Sheriff of Hillsboro County, the Franklin Printing Company of Tampa, and from Mr. Herman Schipman, a reputable citizen of Tampa, reciting that about three years previous Nick Schipman, a son of Herman Schipman, was duly committed to the State Reform School; that he left said school and returned to his home in Tampa, where he learned a trade in the printing office of the Franklin Printing Company. From the correspondence and from a petition signed by neighbors of Mr. Schipman in Tampa, it was shown that since Nick Schipman returned to his home he had lead an exemplary life and learned a good trade. The Sheriff of Hillsboro County wrote that, in his opinion, the boy if released would be a better boy. The Printing Company wrote that he conducted himself well while with them, and that they had contemplated promoting him; that if he is discharged from the State's custody the Company will give him employment again and do all it can to keep him out of trouble. In view of this showing it was ordered that if the said Herman Schipman will pay

all expenses of the return of Nick Schipman from the State Reform School to Tampa, that the said Nick Schipman will be paroled into the custody of his said father, pending his good behavior, upon the stipulation that Mr. Herman Schipman shall at least once every three months report to the Board of Pardons the conduct of his said son.

#### REMISSION OF FORFEITURE.

IN RE SYLVESTER FRAZIER'S BOND.—On April 4th, 1912, an application which had been presented at a former meeting of the Board of Pardons for the remission of a forfeiture claimed on an appearance bond dated June 27, 1910, signed by W. D. Haynes and T. E. Arnold as sureties for the appearance of Sylvester Frazier in the Criminal Court of Record for Volusia County, upon a charge of carrying a concealed weapon, and which had been carefully investigated by the Board, was again taken up. It appearing that subsequent to the forfeiture of said bond, the said Frazier was brought into Court and sentenced and duly served the sentence imposed upon him and the remission asked having been recommended by the Judge and Prosecuting Attorney of the said County, and by a number of substantial citizens of Volusia County, who state that they are familiar with the circumstances in the matter: It was ordered that the said sureties, W. D. Haynes and T. E. Arnold be granted a remission of the amount paid by them or demanded of them on account of the forfeiture of the said bond.

Mr. Johnson moved that the Senate official stenographers be required to take the oath of office.

Which was agreed to.

The following communication was read:

Tallahassee, Florida, April 10th, 1913.

Hon. H. J. Drane,

President of the Senate.

Sir:

I desire to amend the proposition which I made your honorable body, through you, on yesterday in the matter of mailing out the Journals of the Senate, to read \$300.00

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instead of \$500.00 for the work as stated in my communication of yesterday.

I have attached hereto an explanation of my proposition to the House, answering some objections which were raised against it on yesterday in that body.

In changing the amount from \$500.00 to \$300.00 it will be necessary for the House of Representatives to accept my proposition, as I cannot do the work for the sum named unless I secure the work from both Houses.

Respectfully submitted,

T. J. APPELYARD, JR.

Mr. Calkins moved to refer the communication to the Committee on Legislative Expenses.

Which was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. Malone—

Senate Bill No. 1:

A Bill to be entitled An Act to amend section 1292 of the General Statutes of the State of Florida in relation to the appointment and qualifications of Pilot Commissioners.

Which was read the first time by its title and referred to the Committee on Commerce and Navigation.

By Mr. Zim—

Senate Bill No. 2:

A Bill to be entitled An Act providing for the establishment of a Bureau of Labor Statistics, and the appointment of a Commissioner.

Which was read the first time by its title and referred to the Committee on Organized Labor.

By Mr. Finlayson—

Senate Bill No. 3:

A Bill to be entitled An Act to provide for furnishing the new Supreme Court Building and to grade and otherwise improve the grounds surrounding same.

Which was read the first time by its title and referred to the Committee on Appropriations.

By Mr. Finlayson—

Senate Bill No. 4:

A Bill to be entitled An Act to authorize the clerk of

the Supreme Court to destroy imperfect and worthless copies of the reports of the Supreme Court.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Stokes—

Senate Bill No. 5:

A Bill to be entitled An Act to fix the liability of persons, firms and corporations engaged in the telegraph business in certain cases, providing for assessing the damages and granting of new trials in such cases, and to declare illegal and void certain stipulations and provisions in contracts exempting such persons, firms and corporations from liability in certain cases.

Which was read the first time by its title and referred to the Committee on Railroads and Telegraphs.

By Mr. Stokes—

Senate Bill No. 6:

A Bill to be entitled An Act to fix the maximum charge by persons, firms and corporations engaged in the telegraph business in this State in certain cases, and to prescribe a penalty for the violation of this Act.

Which was read the first time by its title and referred to the Committee on Railroads and Telegraphs.

By Mr. Stokes—

Senate Bill No. 7:

A Bill to be entitled an Act to declare illegal and void stipulations and provisions in contracts fixing the period of time in which suits may be instituted which shall be less than the period of time fixed by the statute of limitations of this State.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Wall—

Senate Bill No. 8:

A Bill to be entitled an Act to repeal Chapter 6297 of the Acts of 1911, Laws of Florida relating to reclamation and drainage of certain lands in Putnam County, Florida; to provide for the refunding of any unexpended moneys collected as drainage tax under the provisions of said Chapter 6297, and provide for the cancellation of any tax certificates outstanding which may have been

issued on account of taxes levied under the provisions of Chapter 6297, Acts of 1911.

Which was read the first time by its title and referred to the Committee on Canals and Drainage.

By Mr. Adkins—

Senate Bill No. 9:

A Bill to be entitled An Act to authorize the sale of State School Lands upon the installment plan.

Which was read the first time by its title and referred to the Committee on Education.

By Mr. Adkins—

Senate Bill No. 10:

A Bill to be entitled An Act punishing owners or operators or their employes of pool rooms for permitting minors to play pool or billiards, or allowing minors to visit, play or loiter in any pool or billiard saloon, or where pool or billiards are publicly played.

Which was read the first time by its title and referred to the Committee on Temperance.

By Mr. Adkins—

Senate Bill No. 11:

A Bill to be entitled An Act to provide for the parole of State convicts.

Which was read the first time by its title and referred to the Committee on Prisons and Convicts.

By Mr. Adkins—

Senate Bill No. 12:

A Bill to be entitled An Act to provide for the appointment of deputy sheriffs in the several counties of this State, and fixing their qualifications.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. Adkins—

Senate Bill No. 13:

A Bill to be entitled An Act to prohibit discrimination between City and Rural Schools, and to require that such Schools shall be maintained from the general fund for terms of equal length.

Which was read the first time by its title and referred to the Committee on Education

By Mr. Johnson—

Senate Bill No. 14:

A Bill to be entitled An Act defining the liability of

accommodation makers, sureties and accommodation endorsers on promissory notes and other negotiable instruments and providing the manner in which they may be sued.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Johnson—

Senate Bill No. 15:

A Bill to be entitled an Act to provide a penalty to be imposed upon any person in this State who shall, with the intent to injure and defraud, obtain or procure money or other thing of value on a contract to perform labor or service.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. Johnson—

Senate Bill No. 16:

A Bill to be entitled An Act prohibiting the dumping or depositing of dead animals or animal matter near incorporated Cities or Towns or near dwelling houses, and prescribing a penalty for violation hereof.

Which was read the first time by its title and referred to the Committee on Public Health.

By Mr. Johnson—

Senate Bill No. 17:

A Bill to be entitled An Act to amend Section 5 of Chapter 5399 of the Acts of the Legislature of 1905, said Chapter 5399 being an Act entitled "An Act Defining the Duties of the Several State Attorneys of this State and fixing their salaries."

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Johnson—

Senate Joint Resolution No. 18:

A Joint Resolution proposing an amendment to Section 6 of Article VIII of the Constitution of the State of Florida relative to County Commissioners.

Which was read the first time by its title and referred to the Committee on Constitutional Amendments.

By Mr. Johnson—

Senate Joint Resolution No. 19:

A Joint Resolution proposing an amendment to Section



6 of Article VIII. of the Constitution of the State of Florida relative to County Officers.

Which was read the first time by its title and referred to the Committee on Constitutional Amendments.

By Mr. Johnson—

Senate Bill No. 20:

A Bill to be entitled An Act dividing the State of Florida into four Congressional Districts and prescribing and setting forth the territorial limits and boundaries of each district.

Which was read the first time by its title and referred to the Committee on Privileges and Elections.

By Mr. Johnson—

Senate Bill No. 21:

A Bill to be entitled An Act providing for issuing a certificate of authority to insurance companies insuring only live stock or other domestic animals.

Which was read the first time by its title and referred to the Committee on Finance and Taxation.

By Mr. Cooper—

Senate Bill No. 22:

A bill to be entitled An Act to cure all informalities in the execution of deeds and other instruments conveying real property or any interest therein made prior to the first day of April, A. D. 1913.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. McClellan—

Senate Bill No. 23:

A Bill to be entitled An Act providing for the creation of Bay County, in the State of Florida, and for the organization and government thereof.

Which was read the first time by its title and referred to the Committee on County Organization.

By Mr. Davis—

Senate Bill No. 24:

A Bill to be entitled An Act to amend sections 1660, 1661 and 1662 of the General Statutes of the State of Florida relating to the powers and duties of and procedure before referees.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Davis—

Senate Bill No. 25:

A Bill to be entitled An Act to amend Section 3356 of the general statutes of the State of Florida, relating to the disposition of personal property under a lien.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Davis—

Senate Bill No. 26:

A Bill to be entitled An Act to amend Section 800 of the general statutes of the State of Florida, relating to the duties of Tax Collectors and Trustees of County Bonds, with reference to money collected for the purpose of paying interest or for sinking fund.

Which was read the first time by its title and referred to the Committee on Finance and Taxation.

By Mr. Cooper—

Senate Bill No. 27:

A Bill to be entitled An Act providing for the creation of Trabue County, in the State of Florida, and for the organization and government thereof.

Which was read the first time by its title and referred to the Committee on County Organization.

Mr. Wilson moved that the Senate do now adjourn until 10 o'clock tomorrow morning.

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock A. M. Friday, April 11th, 1913.

### Friday, April 11, 1913

The Senate met pursuant to adjournment.

The President in the Chair.

The roll being called the following Senators answered to their names:

Mr. President, Senators Adkins, Blitch, Brown, Calkins, Carney, Cone, Conrad, Cooper, Culpepper, Davis, Donegan, Finlayson, Himes, Hudson, Igou, Johnson,